

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: A43-00286C

Date Received: 5/19/1995

Receipt No: S018115

Received By: 

~~COPY FOR~~
~~YOUR FILES~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

~~COPY FOR~~
~~YOUR FILES~~

1. Name: BOYD I HOSKINS 208-824-5750
Address: C/O NAF STORE
STREVELL RD, BOX 2350
NAF ID 83345

OR

Name: AFTON L HOSKINS 208-824-5750
Address: C/O NAF STORE
STREVELL RD, BOX 2350
NAF ID 83345

2. Date of Priority: NOV 23, 1911

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	27E	27	SE	NE			CASSIA

5. Description of diverting works:
DAM, DITCHES, HEADGATES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.200		
STOCKWATER	04/01	10/31	0.030		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK: 20 BEEF, 10 HORSES, 10 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	22	SE	SW		IRR	20.0
						Section Acres	20.0
		27	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
						Section Acres	80.0
						Total Acres	100.0

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:
A43-04175

14. Remarks:
STOCKWATER PALCE OF USE SAME AS IRRIGATION POU. CLAIM A43-04175
IS FROM GROUND WATER. FEES INCLUDE \$30 RECEIPTED IN 1983 UNDER
#29140 FOR UNFILED STATUTORY CLAIM.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A72-00286C

Date Received

5/15/95

Receipt Number

5018115

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

MAY 15 1995

Department of Water Resources
Southern Region

Please type or print clearly

1. Name of Claimant (s) Boyd I OR AFTONL-HOSKINS Phone () 8245750

Mailing Address

% NAF-STORE-NAF-IDAHO Box 2350

Zip

833452. Date of Priority (Only one (1) per claim) 11-23-19113. Source of water supply (a) CLEARCREEK -which is tributary to (b) RAFT RIVER4. a. Location of existing point of diversion is: Township 16-S Range 27E Section 27,1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of CASSIA

Additional points of diversion if any: _____

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

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

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

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

1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.DAM-DITCHES-HEADGATES

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 10/31 amount 1.20 or _____

For Stockwater purposes from 4/1 to 10/31 amount 0.03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 160 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stock; 20 beef cattle, 10 horse, 10 sheep

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 instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16S	27E	27					20	30						10					60
							40	40						20					80
		22												20					20

Total number of acres irrigated 160

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

12. Do you own the property listed above as place of use? Yes ☒ 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. A43-04175 or None ()

14. Remarks: Claim A43-04175 is from groundwater RECEIVED

Fees include uncommitted funds from 1983-1985
receipt # 29140 for \$30 intended for unfiled statutory claim.
Department of Water Resources
Southern Region

Last Name Hoskins Ident No. A43-00286C

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

RECEIVED

MAY 15 1995

Department of Water Resources
Southern Region

See attached
map

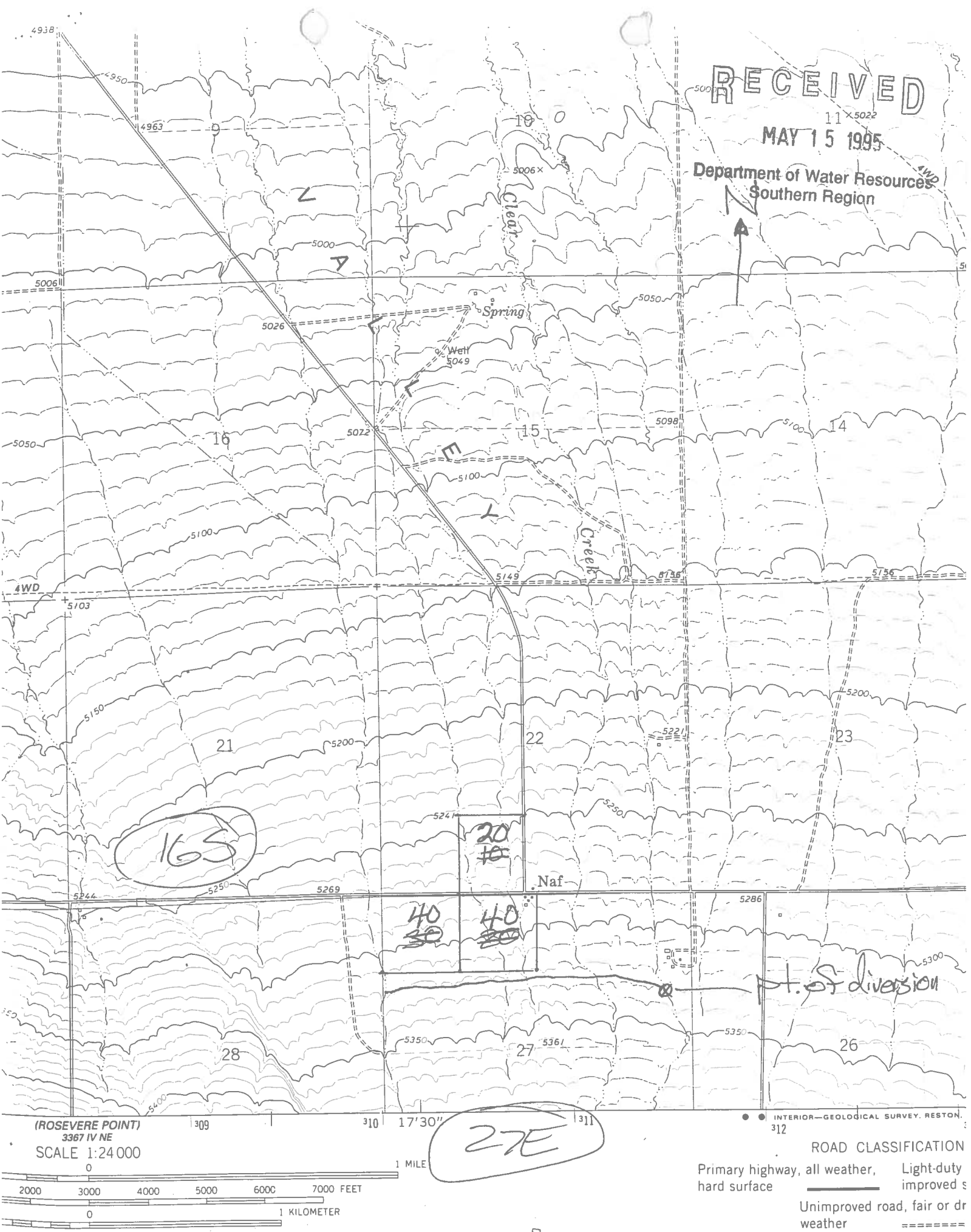
Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

RECEIVED

MAY 15 1995

Department of Water Resources
Southern Region



(ROSEVERE POINT)

3367 IV NE

SCALE 1:24 000

0

2000 3000 4000 5000 6000 7000 FEET

0

1 KILOMETER

1 MILE

27E

ROAD CLASSIFICATION

Primary highway, all weather, hard surface

Light-duty improved surface

Unimproved road, fair or poor weather

CONTOUR INTERVAL 10 FEET

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

Decree ☒

If applicable provide IDWR Water Right Number 43-00286

Court _____ Case Number _____ Decree Date 10/18/1928

Plaintiff vs Defendant Albion-Idaho Land Co vs Jobe Adams et al

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Boyd J. Haskins Date May-11-95

Edward J. Haskins Date May 11-'95

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

of _____ Organization _____, that I have signed the foregoing

document in the space below as _____ Title _____ of _____ Organization _____

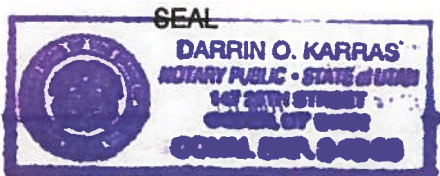
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Utah)
County of Wasatch) SS.

Subscribed and sworn (or affirmed) before me this 16th day of May 19 95



Notary Public [Signature]

Residing at _____

My Commission Expires _____

Please Print Name _____

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

RECEIVED

MAY 15 1995

Department of Water Resources
Southern Region

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

July 12, 1995 4:47pm

RE:
ADDITIONS MADE ON CLAIM

WHEN I RECIEVED THE MEMORANDUM OF THE MEETING RE: CLEAR CREEK FROM
ADM DATED 07-07-1995 I NOTED THE TEXT STATING "...THE NAF STORE HAS
NOT YET FILED A CLAIM."

I PUT A POST-IT ON THE CLAIM JACKET AND LEFT IT FOR ADM ON HIS DESK. HE RETURNED IT 07-10-1995 IN THE AM AND COMMENTED ONLY ON THE DELIVERY OF 160 INCHES. I SHOWED HIM THE ALTERED CLAIM AND HE MADE NO COMMENT. I SAID THAT WE HAD SOME GW STATUTORY CLAIMS ON FILE BUT THAT NO PROOF OF PRIORITY WAS EVER RECIEVED NOR WAS THERE A RETURN ON THE ALTERED CLAIM.

ADM: 07-0795

I assume this
is the "NAF STORE"
claim ...

07-10-95 7/
160"- CW ADA- & Cement

CONVERSATION MEMO

FILE: HOSKINS
AGENT: 7H
DATE: 05-22-95

RE:

altered claim

NAME OF PARTY:

HOSKINS

found on table:

1245

05-22-95

NO WR till
amended by
claimant.

7H 05-23-95

No addition to
SEL-43 files
till final version
received. 7H
05-23-95



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

May 22, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

BOYD HOSKINS
c/o NAF STORE
STREVELL RD, BOX 2350
NAF, ID 83345

RE: SRBA CLAIM A43-00286C

Dear Mr Hoskins:

Please find the enclosed copies of the claim you submitted, both the yellow copies and the computer print out of the entered data. I have made some corrections in the place of use description to specify that the 20 acres is located in Sec 22 (not Sec 27). I have also identified the old receipt number as part of the fees for this claim in the remarks.

Additionally, when you increased the acres you did not also increase the diversion rate. As presently described, you have claimed 0.012 cfs per acre (or 5/8 miner's inch per acre). Before you changed the acres the diversion rate was described as 0.02 cfs per acre (or 1 miner's inch per acre). In order to describe a greater diversion rate on you SRBA claim you will need to amend the claim to specify the amount you have actually diverted and used.

Please review the enclosed material for completeness and accuracy. If there is an error or omission please contact this office with the correct information and we will strive to develop an amended claim to return for your signature and notarization.

If you have any questions please contact us.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

enc

May 10-95

attention
Mr Douglas Jones

I added 40 Acres so I am
sending additional \$40.00. When you
finish filling out these papers
will you please send my copies
back to me

thanks

Boyd J. Haskins

130.00
40.00
170.00

Hope This is OK the way
I marked Acres

covermate
for claim?
& date stamp..



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDERSON
Governor

R. KEITH HIGGINSON
Director

April 25, 1995

BOYD HOSKINS
% NAF STORE
BOX 2350 STREVELL RD
NAF, ID 83345

RE: CLAIM BASED ON 43-00286

Dear Mr. Hoskins:

I have researched the status of the \$30 fee paid in 1983 on the incomplete (and subsequently returned) Statutory Claim - the original, unnumbered copy of which you showed me. The enclosed copy of the letter from July, 1983, explains why the claim was returned. Our records show that the fee was paid and deposited for this claim. Our records do not show that the fee was refunded, at least in 1983 and doubtfully later. Direction from the State Office of IDWR indicated that we will honor the uncommitted fee from 1983 and apply it to the fees due for the SRBA claim which we worked on yesterday. Administrative memoranda provide clear direction that late fees (\$50) are due for this claim. The following is a breakdown of fees due, assuming acreage remains at 60 acres:

\$50	flat claim fee
60	\$1/acre X 60 acres
50	late fee

\$160	subtotal
-30	credit for '83 fees (receipt #29140)

\$130	total fees due

You will note that this total is less than discussed on Monday. I felt that it was improper to waive any required fees for the claim in lieu of the \$30 paid previously - this would have resulted in total fees paid of \$140. Please complete the claim as instructed and return the white pages, the map and the fees at your earliest opportunity (marked to my attention).

If you have any questions please contact us.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

INTER-DEPARTMENT MEMO

TO: Haskins File

FROM: D. Jones

SUBJECT: Claim Fees

DATE: 4/25/85

I have researched our (Southern Region) correspondence file for 1983 and did not find reference to a refund request for receipt # 29440. I conclude that TWRK has bld fee without applications submitted for processing and have applied the \$30 fee forward. \$434 claim fees, with concurrence from Don Shatt.

() For your information

() Response required

D. Jones
signature



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

July 14, 1983

Boyd Isom Hoskins
% Naf Merc
Naf, Idaho 83345

Re: Claim to a Water Right

Dear Mr. Hoskins:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- 1) No period of use is given for stockwater use. Also, the quantity claimed for stockwater appears to be excessive. The amount claimed should be the flow of water which is diverted and beneficially used.
- 2) The point(s) of diversion should be completely described by entering the quarter-quarter section in Item 5 of the claim.

Please note that your claim has been stamped and initialed as received. If you amend the claim by adding the needed information, and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

9/20/94

COMMUNICATION DOCUMENTATION

File No.

This form is to be used to document public record information requests regarding any SRBA claim or other water right. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request.

IDWR Employee/Agent Allen Merritt Date July 7, 1995

Contact person(s): Jeff Sessions, Mont Campbell, Blaine Campbell, Vern Kempton, Larry Kempton, Steve Holmgren

Nature of Contact: Meeting at IDWR Twin Falls office on 7/6/95. They came in to discuss the advertised transfer filed by Jeff Sessions. They brought Jeff so he could hear the discussion and understand their concerns. Of particular note or concern was two of the rights advertised in the transfer. The first was the portion of the decree 43-00286B. The original right was decreed to Settlers land for 60 cfs. Since this group was from Utah and Vern Kempton was the watermaster which delivers water in Utah and turns water to Idaho they did not have a record the "Idaho decree" (Jobe Adams) and only showed that they delivered water with this priority to Clear Creek Ranch (160 inches) and the Naf Store (160 inches). (Clear Creek Ranch is Harold or Ray Jones and claims 160 inches under A43-00286A; the Naf Store has not yet filed a claim) I provided them copies of the "Idaho decree" as well as the one it superseded and the Decree setting delivery between Idaho & Utah. The Utah users indicated that the 60 cfs has not been used other than what they show. They showed me a copy of a denial of transfer in the name of Omin (Spelling?) for a portion of the right. They interpreted this to show that all parts of the right had been abandoned. I told them I interpreted it as only the Omin part was gone and the other parts I didn't know about but would be determined in the SRBA. They asked about our delivery records and I told them I knew of none. I explained that I understood that Vern Kempton was the watermaster organized under Utah law and although he delivers water to Idaho I did not think he has been recognized by Idaho under our watermaster statutes. I told them I knew of no organized district in Idaho and did not know of any delivery records. sic
fin

They also were concerned about right 43-10116 for 20 cfs. We discussed the source as described and the amount. They were confused since both sources are listed in the claim and they also didn't understand the basis of the claim as beneficial use and At
cc

COPY

exactly the status of the claim. They indicated that in Utah Rice Creek is decreed and used. They were not certain that their priority was earlier than the 1900 being claimed. I told them if it was then the claim should not interfere. I also explained that the claim was undergoing SRBA review and may not be found or recommended as claimed. Larry Kempton indicated that he didn't mind Sessions using the water after he got thru with it and he also indicated that he may wish to build a pond and didn't want this record to interfere with his plans. I stated that if he was in Idaho what ever future plans he might have would be junior to Sessions right what ever it might be; but, since he was in Utah I was not sure. They discussed a potential agreement and if Idaho would recognize it. I told them that if Session's and Kempton's made some sort of agreement that the department many condition approval of the application acknowledging the agreement existed but the department would not enforce a private agreement between parties.

During the discussion Mr. Holmgren met with Kelly Christensen and filed on some decrees that the Utah guys indicate he is delivered but had not yet claimed.

I provided protest forms to the parties and then they left.

tim.
line

cc=

COPY

COPY

CLAIM Split
AS R-Record
4-4-2000
VH

200 JUL 26 PM 12:02

FILED

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

) SUBCASE NO. 43-00286C,
) 43-00286D, 43-00286E

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDING

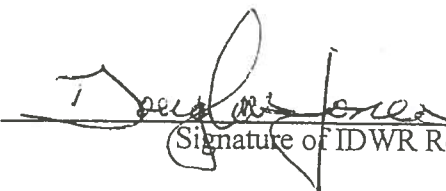
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☒ Yes ☐ No

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 Reports* for said water rights. 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.

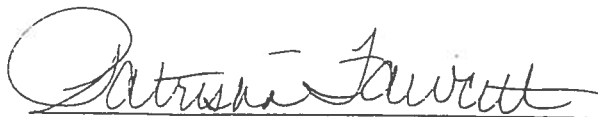
DATED: 5/24/00


(Signature of IDWR Representative)

CERTIFICATE OF MAILING

I certify that on 5/26, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Afton L Hoskins
Boyd I Hoskins
Strevell Rd Box 2350
Naf ID 83345
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Brent Hobson
Terry Hobson
2595 E Strevell Rd
Malta ID 83342
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5859NP

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

DATE: MAY-24-2000

PAGE: A-1

RIGHT NUMBER: 43-00286C

SPLIT RIGHT: SEE RIGHT NOS. 43-00289D AND 43-00286E.

AJ5856NP

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

DATE: MAY-19-2000
PAGE: A-4

RIGHT NUMBER: 43-002860

NAME & ADDRESS: AFTON L HOSKINS
BOYD I HOSKINS
STREVELL RD, BOX 2350
NAF ID 83345

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 1.9 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/23/1911

POINT OF DIVERSION: T16S R27E S27 SESENE Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	1.9 CFS
	STOCKWATER	04-01 10-31	0.03 CFS

PLACE OF USE: IRRIGATION Within CASSIA County
T16S R27E S22 SESW 34
S27 NWNW 17
51 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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

A FLOW RATE OF 0.88 CFS UNDER THIS RIGHT IS LIMITED FOR USE AS
CONVEYANCE LOSS.

STOCK: 20 BEEF, 10 HORSES, 10 SHEEP

AJ5856NP

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

DATE: MAY-19-2000

PAGE: A-5

RIGHT NUMBER: 43-00286E

NAME & ADDRESS: BRENT HOBSON
TERRY HOBSON
2595 EAST STREVELL RD
MALTA ID 83342

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 1.3 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/23/1911

POINT OF DIVERSION: T16S R27E S27 SESENE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 10-31	1.3 CFS
STOCKWATER		04-01 10-31	0.03 CFS

PLACE OF USE: IRRIGATION Within CASSIA County
T16S R27E S27 NENW 36
36 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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

A FLOW RATE OF 0.58 CFS UNDER THIS RIGHT IS LIMITED FOR USE AS
CONVEYANCE LOSS.

STOCK: 20 BEEF, 10 HORSES, 10 SHEEP



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

May 26, 2000.

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BRENT HOBSON
TERRY HOBSON
2595 E STREVELL RD
MALTA ID 83342

RE: SRBA Claim(s) 43-00286C

Dear Claimants:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Boyd and Afton Hoskins

Hancock, Vikie

From: Kelly, Vicki
Sent: Tuesday, May 09, 2000 1:14 PM
To: Hancock, Vikie
Subject: Clear Creek right 43-00286C (split into D & E)

Well, Howdy!!!

The other day I saw my name written on a check out board--spelled Viki. Go figure--another poor fool caught in the Vikie, Vicky, Vicki zone.

Anywho, I see that this right has been split into a Hoskins/Hobson thing. Debbie Lash wants a NCAP (it's not objected to but before the court in the Clear Creek situation). I know this split was done recently, is it still in the works or can you have someone do an NCAP on this?? Thanks
---VBK

Water Right Number - R43-002860

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
HOSKINS
Last Name - First Name - Address -

AFTON L

1 - STREVELL RD, BOX 2350
2 -
3 -

City- NAF
Phone - 208-824-5716
State- ID Zip- 83345

HOSKINS

BOYD I

1 - STREVELL RD, BOX 2350
2 -
3 -
City- NAF
Phone - 208-824-5716

State- ID Zip- 83345

Priority Date - 11/23/1911
Region - 17 SOUTHERN
D - DECREED
Stage -
Status -

Source - CLEAR CREEK
Tributary - SINKS

Point of Diversion -
Twn Rng Sec Tract Lot Rflg County
16S 27E 27 SE SE NE (31) CASSIA IDAHO WEIR

Code	Description	Period from	Water Use	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31		1.900	
04 - STOCKWATER		04/01	10/31		0.030	

Total Div. Rate - 1.900
Total Div. Volume -
Total Consumptive Use - 0.0
KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
16S	27E	22	SE SW		34.0	01	IRRIGATION	(31) CASSIA
16S	27E	27	NW NW		17.0	01	IRRIGATION	(31) CASSIA
					Total Acres:	51.0		

Diversion Means - DAM, DITCHES, HEADGATES

Non-Irrigation Use -

Other Rights for Same Use - A43-04175

Remarks -

GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B.

Water right number - R43-002860

Prefix Translation: RESEARCH

EXP A FLOW RATE OF 0.88 CFS UNDER THIS RIGHT IS LIMITED FOR USE AS CONVEYANCE LOSS.

STOCK: 20 BEEF, 10 HORSES, 10 SHEEP

No Old Water Right Numbers Found

Conditions of Approval

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION

N05 - PURSUANT TO SECTION 42-1425, IDAHO CODE. THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE

N08 - SHALL NOT EXCEED 13,000 GALLONS PER DAY. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR

STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL

USE.

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

Date: 02/09/1998 User Id: DJONES Subject: COPIED FROM REMARKS STOCKWATER PLACE OF USE SAME AS IRRIGATION POU. CLAIM A43-04175 IS FROM GROUND WATER. FEES INCLUDE \$30 RECEIPTED IN 1983 UNDER #29140 FOR UNFILED STATUTORY CLAIM.
Date: 04/05/2000 User Id: VANCOCK Subject: OWNERSHIP CHANGE/SPLIT WAS CONVEYED THE RIGHT TO IRRIGATE 36 AC IN THE NEMW SEC 27. OWNERSHIP CHANGE HOSKINS TO HOBSON RESULTED IN A SPLIT. HOBSON HOSKINS RETAINED RIGHT TO IRRIGATE 17 AC IN THE NEMW SEC 27 AND 34 AC IN SESW SEC 22 PER WARRANTY DEED SUBMITTED 3-16-2000.

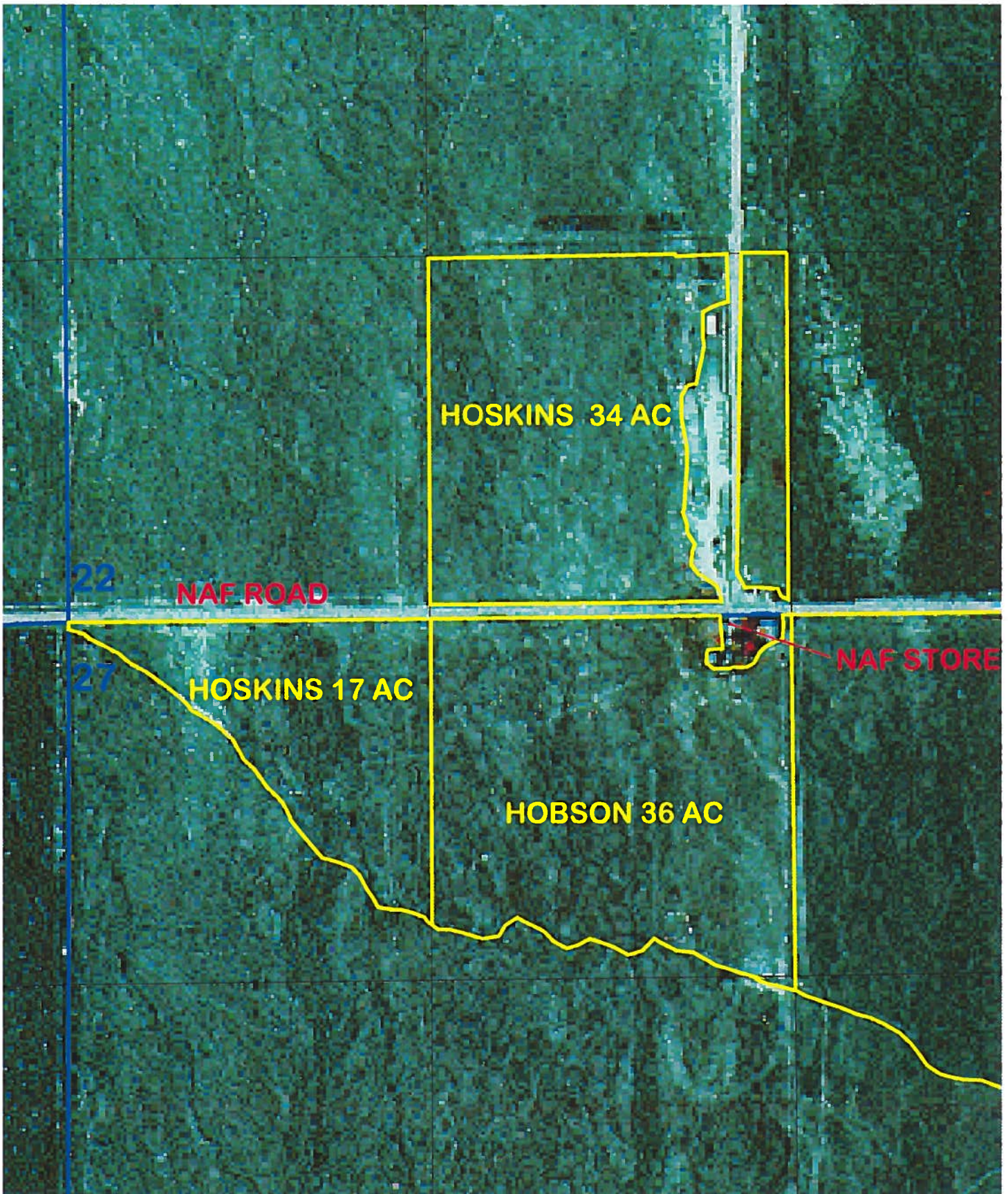
Audit Fields 04/05/00 VANCOCK

Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 00/00/0000 Old Judicial District -
Response Filed Date - 00/00/0000 Last Amended Date - 00/00/0000 Temporary Right - P
Claim Received Date - 05/19/1995 Receipt Number - 87777777 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - OR Presumption Flag -
Notice of Error Flag -

FILE NOTES

**CLAIM NO(S): 43-00286D HOSKINS
43-00286E HOBSON**

**TWP 16S, RNG 27E
SEC 22, 27**



RECEIVED
MAR 16 2000
Department of Water Resources
Snake River Basin

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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): 43-00286C
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** showing the location of the place of use of the water right(s) or claims(s). (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.
3. Name and Address of Former Owner/Claimant BOYD & AFTON HOSKINS
HC 72 MALTA ID. 83342
4. New Owner/Claimant(s) BRENT & TERRY HOBSON
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 2595 EAST STREVELL RD.
City, State and ZIP Code MALTA, ID. 83342
New Telephone Number (208) 824-5727
5. Date you acquired the property 10/1/99
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right <u>53.36</u>	Number and type of stock <u>20 BEEF, 10 HORSES</u>
Diversion rate in CFS <u>3.20</u>	Number of homes you acquired <u>1</u>
Other uses <u>IRRIGATION</u>	

7. Signature of New Owner(s) or Claimant(s) Brent Hobson

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.

DATE: 02/24/98
PAGE: 1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

395200-134 . 09
46672057

CUSTOMER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AFTON L WORKINGS	11/23/1991	IRRIGATION	04-01 10-31	3.20 CFS	
C	BOVO I WORKINGS		STOCKWATER	04-01 10-31	0.03 CFS	
C/O	MAF STORE				3.20 CFS	
STOREVELL RD. BOX 2150				TOTAL DIVERSION:		
				3.20 CFS		

2016 63037

3.20 Total
- 1.46 conv
1.74 per

1.74
87 = 0.02 ds

Stage: DECREE
CASSIA County

Tributary to: SINKS

Water Source: CLEAR CREEK
) of Diversion:

Place of use Legal Description for: IRRIGATION

ME				MA				SU				SE				SUM												
Y	R	S		NAME	NAME	SEME		MEVA	MAVA	SAVA	SEMA		MESV	MAVSU	SUSV	SESV		MESE	MAESE	SESE		SUM						
				LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC							
165	27E	Z2																				34.0						
165	27E	Z7																				53.0						
																						87.0						
								36				17				34								TOTAL ACRES				

1507-34

Place of use location for STOCKMILLER is the same location as described in the above.

Full County: CASSIA

Other Rights: 463-06175

Conditions of Approval:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAMO CODE.
- THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- THE QUANTITY OF WATER DECEIVED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Remarks: GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43-B.

EXP A FLOW RATE OF 1.46 CFS UNDER THIS RIGHT IS LIMITED FOR USE AS CONVEYANCE LOSS.
STOCK: 20 BEEF, 10 HORSES, 10 SHEEP

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:

Misc: Water District Number:
Field Inspection Flag:
Presumption Flag:

See Conway's
Spartan Analysis

DRAFT

Copy only

\$94,000.00

DEED OF TRUST PROMISSORY NOTE

Ogden, Utah
October 1, 1999

FOR VALUE RECEIVED, the undersigned, jointly and severally promise to pay to the Order of BOYD I. HOSKINS and AFTON L. HOSKINS, as Joint Tenants, payable at Ogden, Utah, the sum of NINETY FOUR THOUSAND DOLLARS, (\$94,000.00) with interest thereon at the rate of SIX PERCENT per annum from date hereof until paid. Said principal and accrued interest thereon shall be paid as follows: EIGHTEEN THOUSAND EIGHT HUNDRED DOLLARS (\$18,800.00) principal, together with accrued interest as provided above on the 1st day of October, 2000, and a like payment of principal together with accrued interest on the unpaid balance on the 1st day of October of each succeeding year thereafter, until the entire unpaid principal and accrued interest shall have been paid in full on or before October 1, 2004.

All payments shall be applied first to the payment of accrued interest on the unpaid principal balance, and secondly to the reduction of principal.

If default occurs in the payment of said annual installments of principal and interest, or any part thereof, or in the obligations of said Deed of Trust securing the same, the holder hereof, at its option and after notice and demand, may declare the entire principal balance together with accrued interest due and payable.

The makers hereof may at anytime make accelerated payments of accrued interest and principal, WITHOUT PENALTY.

If this note is collected by an attorney after default in the payment of principal or interest when due, either with or without suit, the undersigned, jointly and severally, AGREE to pay all costs and expenses of collection, including a reasonable attorney's fee.

The makers, sureties, guarantors and endorsers hereof consent to any and all extensions of time, renewals, waivers or modifications that may be granted by the holder hereof with respect to the payment or other provisions of this note, and to the release of any security, or any part thereof, with or without substitution.

Brent Hobson
BRENT HOBSON
Terry Hobson
TERRY HOBSON

WITNESS: *Paul T. King*

Secured by Deed of Trust, dated October 1, 1999,
on real property and water rights located in the
NW 1/4 of Section 27, T. 16 So, R. 27 East. Cassia County, Idaho

265286

When Recorded Mail To: Mr. and Mrs Brent Hobson
2402 N. 4275 W.
Plain City, Ut. 84404

WARRANTY DEED

FOR VALUE RECEIVED, ^{Sr.} BOYD I. HOSKINS, and AFTON L. HOSKINS, husband and wife, Grantors, as residents of Ogden, Utah, do hereby grant, bargain, sell and convey unto: BRENT HOBSON and TERRY HOBSON, husband and wife, as Joint Tenants, Grantees, of Plain City, Utah, the following described premises, in Cassia County, Idaho, to-wit:

ALL OF THE NW 1/4 OF SECTION 27, TOWNSHIP 16 SOUTH, RANGE 27 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TWENTY ACRE PARCEL: BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 27, THENCE EAST 1320 FEET; THENCE SOUTH 660 FEET; THENCE WEST 1320 FEET; THENCE NORTH 660 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH ALL BUILDINGS AND FIXTURES THEREIN.

TOGETHER WITH: IRRIGATION WATER RIGHTS FROM CLEAR CREEK WATER SOURCE, TRIBUTARY TO: SINKS, STAGE: DECREED, FOR IRRIGATION BY GRANTEES OF 36 ACRES IN THE NE 1/4 OF THE ABOVE DESCRIBED NW 1/4 OF SAID SECTION 27.

SUBJECT TO: GRANTORS PERPETUAL RIGHT TO UTILIZE, IN COMMON WITH GRANTEES SAID WATER DISTRIBUTION FACILITIES ON SAID CONVEYED PREMISES IN THE IRRIGATION OF 17 ACRES OF THE GRANTORS' ADJACENT 20 ACRES OF PREMISES LOCATED IN THE NW 1/4 OF SAID NW 1/4 OF SAID SECTION 27.

SUBJECT TO: ANY EXISTING EASEMENTS AND RIGHTS OF WAY OF RECORD.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, and assigns forever, and the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises, and that they are free of all encumbrances.

Boyd I. Hoskins Sr.
BOYD I. HOSKINS
Afton L. Hoskins
AFTON L. HOSKINS

STATE OF UTAH)
: ss.
County of Weber)

On the 1st day of October, 1999, personally appeared before me, BOYD I HOSKINS and AFTON L. HOSKINS, husband and wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

THIS DEED OF TRUST, Made this 1st

265287

day of October

1999

BETWEEN BRENT HOBSON and TERRY HOBSON, husband and wife,
2402 N. 4275 W. PLAIN CITY, UT. 84404

herein called GRANTOR,

whose address is

CASSIA COUNTY ABSTRACT COMPANY, LTD., an Idaho corporation, herein called TRUSTEE, and
LOYD I. HOSKINS & AFTON L. HOSKINS, AS JOINT TENANTS

That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST,
WITH POWER OF SALE, that property in the County of Cassia
follows

State of Idaho, described as

ALL OF THE NW 1/4 OF SECTION 27, TOWNSHIP 16 SOUTH, RANGE 27
EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO, EXCEPTING THEREFROM
THE FOLLOWING DESCRIBED TWENTY ACRE PARCEL: BEGINNING AT THE
NORTHWEST CORNER OF SAID SECTION 27, THENCE EAST 1320 FEET;
THENCE SOUTH 660 FEET; THENCE WEST 1320 FEET; THENCE NORTH 660
FEET TO THE POINT OF BEGINNING.

TOGETHER WITH IRRIGATION WATER RIGHTS FROM CLEAR CREEK WATER SOURCE,
TRIBUTARY TO: SINKS, STAGE: DECREED, FOR IRRIGATION OF 36 ACRES IN THE NE
1/4 OF THE ABOVE DESCRIBED NW 1/4 OF SAID SECTION 27.

TOGETHER WILL ALL BUILDINGS AND FIXTURES THEREIN

COPY

Real estate is secured by this Deed of Trust, and in the event that any of payments are not paid when due, or if the property subject to this Deed of Trust shall
be sold or transferred by the grantors of this Deed of Trust, then the whole sum of the unpaid balance of principal and interest thereof, shall become im-
mediately due and payable, at the option of the beneficiary thereof. A failure to exercise said option shall not constitute a waiver of the right to exercise the
same at any later time.

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given
to and conferred upon Beneficiary to collect and apply such rents, issues and profits, for the purpose of securing payment of the indebted-
ness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of **NINETY FOUR**

THOUSAND

Dollars (\$ 94,000.00)

October 1, 2004

and to secure payment of all such further sums as may hereafter be

loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either of them, while record owner of present interest, for any
purpose, and of any notes, drafts or other instruments representing such further loans, advances or expenditures together with interest
on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances or expenditures shall
be optional with the Beneficiary, and provided, further, that it is the express intention of the parties to this Deed of Trust that it shall
stand as continuing security until paid for all such advances together with interest thereon.

To protect the security of this Deed of Trust, Grantor agrees:

By the execution of this deed of trust and the note secured thereby, there are hereby incorporated and made an integral part hereof,
for all purposes as though set forth herein at length, the provisions 1 to 6, inclusive, of Part A and provisions 1 to 9, inclusive, of Part B
of either of the deeds of trust, which provisions are identical in each, wherein the Cassia County Abstract Company, Ltd., was Trustee which
was recorded in the mortgage records in the office of the county recorder of the following counties on the respective dates and in the
books and pages hereinafter designated:

County

Twila Falls
Gooding
Blindhorn
Cassia
Jerome
Lincoln

Grantors

John W. Thacker and Rena P. Thacker,
Veri L. Dixon and Elaine Dixon,
Doyle Ray Brewer and Alice Lavern Brewer,
Hal R. Donkin and Marjorie P. Donkin,
A. B. Crouch and Catherine L. Crouch,
Oleena N. Murphy and Jack M. Murphy,

Recording Date

October 17, 1958
October 22, 1958
October 23, 1958
October 27, 1958
November 3, 1958
November 21, 1958

Book

183
82
84
48
105
84

Page

148
217
510
491
187
495

Request is hereby made that a copy of any Notice of Default and a copy of any Notice of Sale hereunder be mailed to the Grantor
at his address hereinafter set forth.

Brent Hobson

Terry Hobson

BRENT HOBSON, GRANTOR

TERRY HOBSON, GRANTOR



NOTARY PUBLIC
PAUL T. KUNEZ
6227 Fiddendale Dr.
Ogden, UT 84403

FOR RECORDING ONLY

UNFILE

Conveyance Loss Split

R43-00286C

	Haskins	Hobson
Reach 1 + Reach 2 = .59 cfs Hob $\frac{36}{87} \times .59 =$ Hos $\frac{51}{87} \times .59 =$	.34	.24
Reach 3 = .38 cfs	.38	
Reach 4 = $1.46 - R1 - R2 - R3 = .49$ cfs Hob $\frac{36}{53} \times .49$ Hos $\frac{17}{53} \times .49$	.16	.33
	<u>.88 cfs</u>	<u>.58 cfs</u>

4-4-2000 DAT.

Water Right Number - R43-00286C

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

HOSKINS	AFTON L	1 - C/O NAF STORE 2 - STREVELL RD, BOX 2350 3 - City- NAF Phone - 208-824-5750	State- ID Zip- 83345
HOSKINS	BOYD I	1 - C/O NAF STORE 2 - STREVELL RD, BOX 2350 3 - City- NAF Phone - 208-824-5750	State- ID Zip- 83345

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/23/1911 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CLEAR CREEK SINKS

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name
16S	27E	27	SE SE NE		(31)	CASSIA	IDAHO WEIR	

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	3.200	
04 - STOCKWATER		04/01	10/31	0.030	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.200 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
16S	27E	22	SE SW		34.0	01	IRRIGATION	(31) CASSIA
16S	27E	27	NE NW		36.0	01	IRRIGATION	(31) CASSIA
16S	27E	27	NW NW		17.0	01	IRRIGATION	(31) CASSIA

Total Acres: 87.0

+ - - Diversion Means - DAM,DITCHES, HEADGATES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A43-04175

+ - - - - - Remarks - - - - - +

GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B.

Water right number - R43-00286C

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

EXP A FLOW RATE OF 1.46 CFS UNDER THIS RIGHT IS LIMITED FOR USE AS
CONVEYANCE LOSS.
STOCK: 20 BEEF, 10 HORSES, 10 SHEEP

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

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

+ - - Audit Fields - 02/09/98 DJONES 02/20/98 DJONES 02/24/98 DJONES

+ - - - - Comments - - - - - +
Date: 02/09/1998 User Id: DJONES Subject: COPIED FROM REMARKS
STOCKWATER PALCE OF USE SAME AS IRRIGATION POU. CLAIM A43-04175 IS FROM GROUND WATER. FEES INCLUDE \$30 RECEIPTED IN 1983 UNDER
#29140 FOR UNFILED STATUTORY CLAIM.

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/19/1995	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	-

RIGHT NUMBER: 43-00286C

NAME AND ADDRESS: AFTON L HOSKINS
BOYD I HOSKINS
C/O NAF STORE
STREVELL RD, BOX 2350
NAF ID 83345

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 3.2 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY-DATE: 11/23/1911

POINT OF DIVERSION T16S R27E S27 SESENE Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	3.2 CFS
STOCKWATER	04-01 10-31	0.03 CFS

PLACE OF USE: IRRIGATION Within CASSIA County
T16S R27E S22 SESW 34
S27 NENW 36 NWNW 17
87 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
A FLOW RATE OF 1.46 CFS UNDER THIS RIGHT IS LIMITED FOR USE AS
CONVEYANCE LOSS.
STOCK: 20 BEEF, 10 HORSES, 10 SHEEP

DATE 7/29/98

AGENT 22

GEOGRAPHIC INFO ACRES

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	165	27E	22												20				
GIS															34				
CLAIM	165	27E	22					40	40										
GIS								36	17										
CLAIM																			
GIS																			
CLAIM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B43 -DBPOU.DBF

B43-DBPOD.DBF

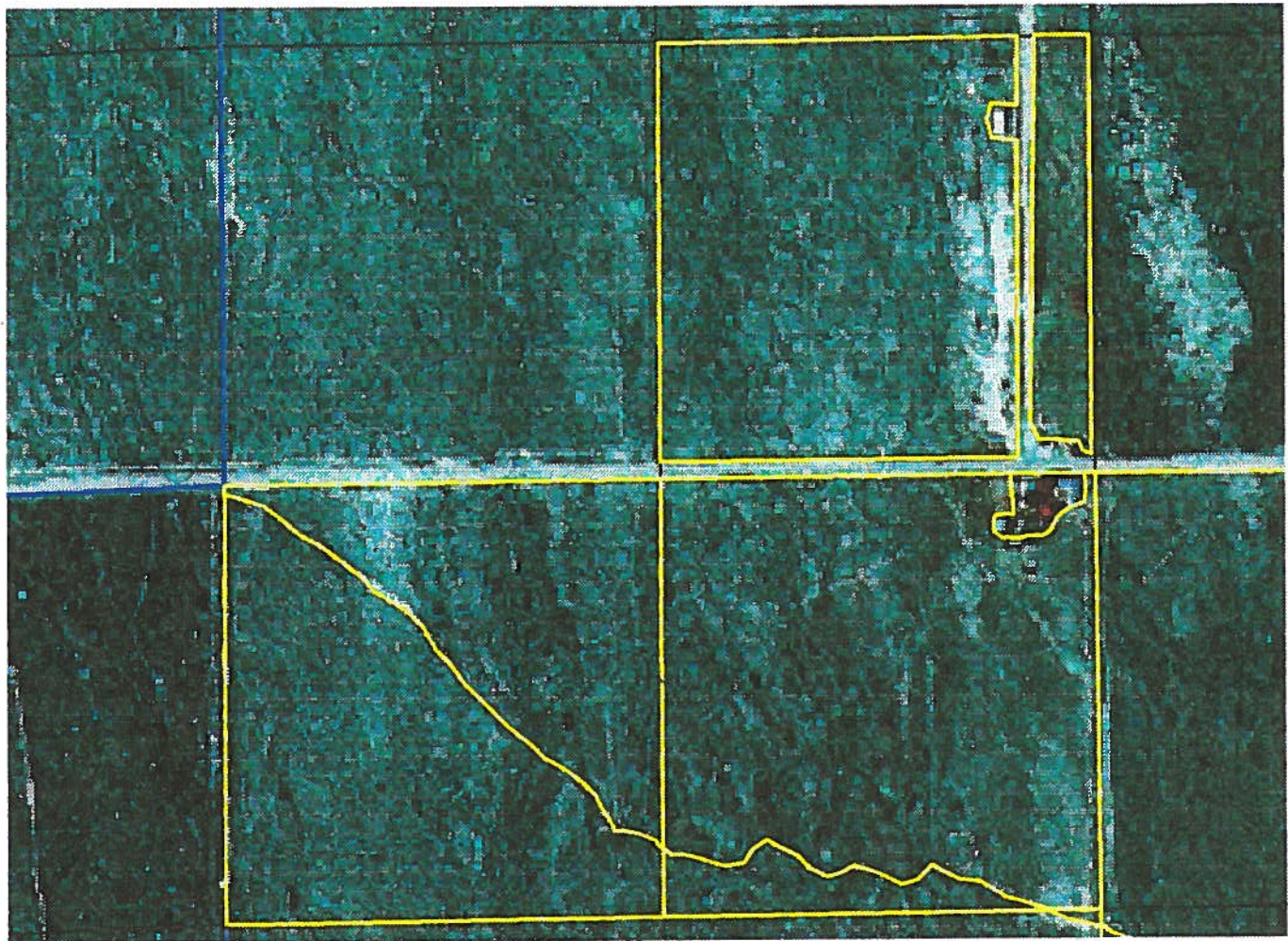
POLYGON CREATED ON 604 () _____

ATTRIBUTES OF B13-POU.SHP (7,24,28)

ATTRIBUTES OF B43-POD.SHP (2) _____

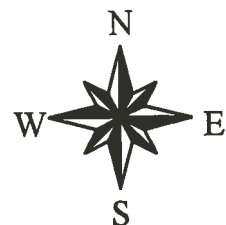
IDAHO DEPARTMENT OF WATER RESOURCES

43-00286C



0.25 0 0.25 Miles

TNS 16S, RNG 27E SEC 22 SESW
27 N1/2NW



-  Recommended Place of Use
-  Recommended Point of Diversion
-  Section Lines
-  Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 NAPP PHOTOGRAPHY
DATA ENTRY: FEBRUARY 11, 1998
BY: DOUGLAS JONES



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

February 24, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

BOYD HOSKINS

RE: CLEAR CREEK WATER RIGHT RECOMMENDATION

Dear Mr Hoskins:

I wanted to let you know that I was able to complete the excess flow analysis I referred to at the end of last week. I found that the soils through which the ditches ran would absorb a significant amount of water, as expected. The attached draft recommendation reflects the change as supported by the analysis. At this point I am proceeding with the recommendation that the full 160 inches (3.20 cfs) be allocated to the right. However, changes to this and other elements of the claim may be modified/refined between now and Friday - the day the report is submitted to the SRBA Court.

Thanks again for your patience and interest in the matter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Douglas Jones', written over a horizontal line.

Douglas Jones, P.E.
Water Rights Supervisor
Southern Adjudication Unit

att



Boyd I. Hoskins & Son

MECHANICAL CONTRACTORS - GENERAL CONTRACTORS
- RADIO DISPATCHED -

2627 LINCOLN AVE. - OGDEN, UTAH 84401-3499 - (801) 392-8115

TO: Idaho Dept. of Water Resources

DATE: Feb. 20 1998

FAX NUMBER: (208) 736-3037

NO. OF PAGES: 1
[INCL. COVER PAGE]

ATTN: Mr. Douglas Jones P.E.

FROM: Mr. Boyd I. Hoskins Sr.

SUBJECT: NAF, water rights

FAX Transmission

Mr. Jones,

Would you please fax me the information on my Clear Creek water rights as reviewed by you & I Feb. 13th, at NAF ranch.

As yet I have not recieved any information.

Please release information so I have time to respond.

FAX # (801) 392-8128

Thank You,

A handwritten signature in cursive script that reads "Boyd I. Hoskins Sr." The signature is written in dark ink and is positioned above the printed name.

Boyd I. Hoskins Sr.

NAF/info

CONVEYANCE LOSS - WORSTELL

AGENT ----- dj
 DATE ----- #####
 CONVEYANCE OR
 SOURCE NAME ---- Hoskins' ditch from Clear Creek
 RELATED CLAIMS - a43-00286c

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)
1	1400	3.0	6.00	0.32	0.00	0.00
2	1400	2.5	6.00	0.27		0.00
3	2000	2.5	6.00	0.38		0.00
4	3200	2.5	6.00	0.61		0.00
5				0.00		0.00
6				0.00		0.00
7				0.00		0.00
8	Reach 1 = From Idaho Weir to past 1st major drainage			0.00		0.00
9				0.00		0.00
10	Reach 2 = From past 1st major drainage to Hoskins' splitter			0.00		0.00
11				0.00		0.00
12				0.00		0.00
13	Reach 3 = From Hoskins' splitter North to store, across the road & into Sec 22			0.00		0.00
14				0.00		0.00
15				0.00		0.00
16	Reach 4 = From Hoskins' splitter toward northwest corner of property			0.00		0.00
17				0.00		0.00
18				0.00		0.00
19				0.00		0.00
20	Seepage: Based on SCS Soil type			0.00		0.00
TOTALS	8000			1.57	0.00	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT

FIG 1



11

F

925
T 1682
NW

22

27

27

Reach 4

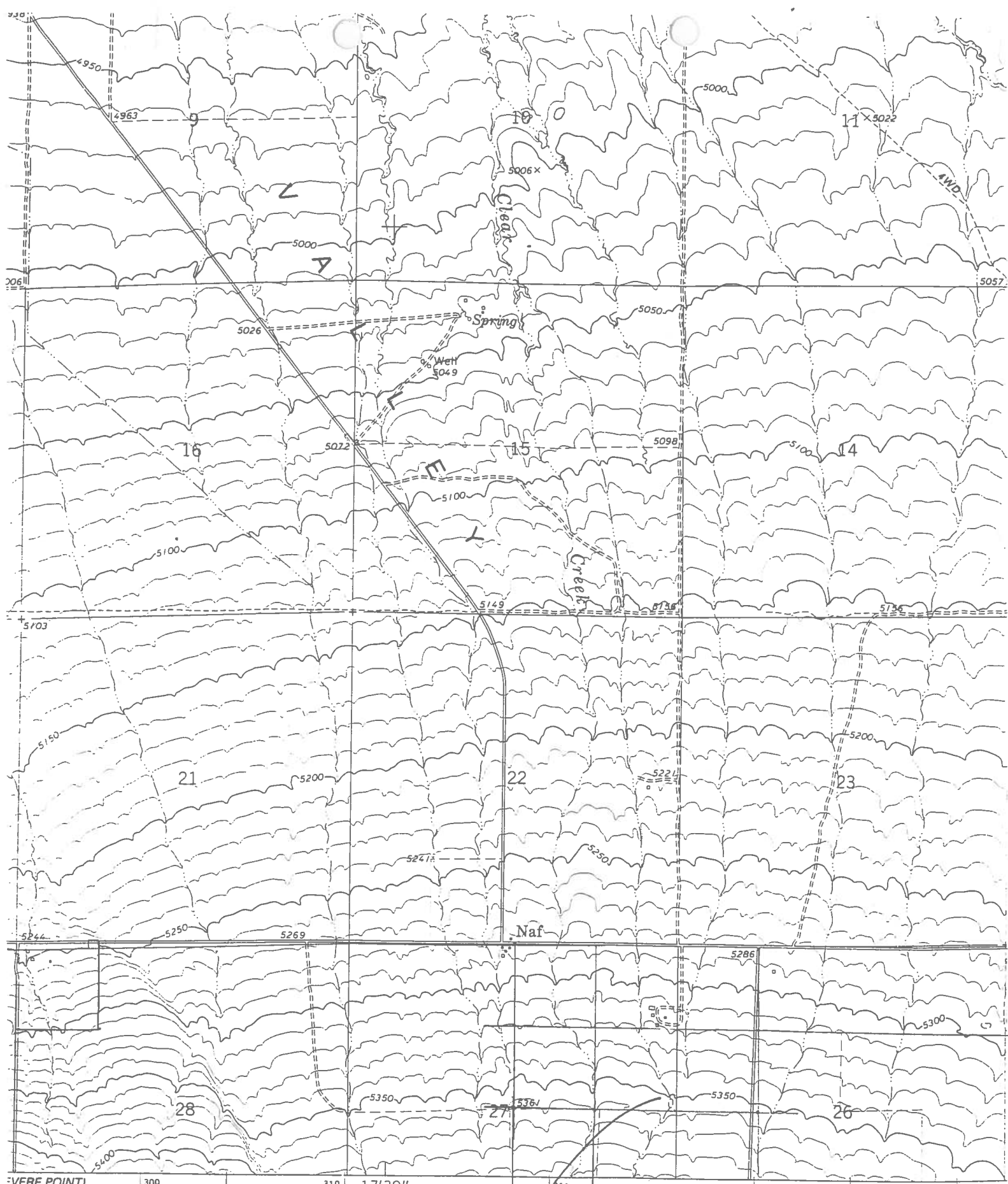
Reach 3

Reach 2

Reach 1

Haskins
Splitter

Idaho



VERE POINT)
1367 IV NE
E 1:24 000

0 3000 4000 5000 6000 7000 FEET
0 1 KILOMETER

1 MILE

17°30' 111°30'

309 310 311

Current channel

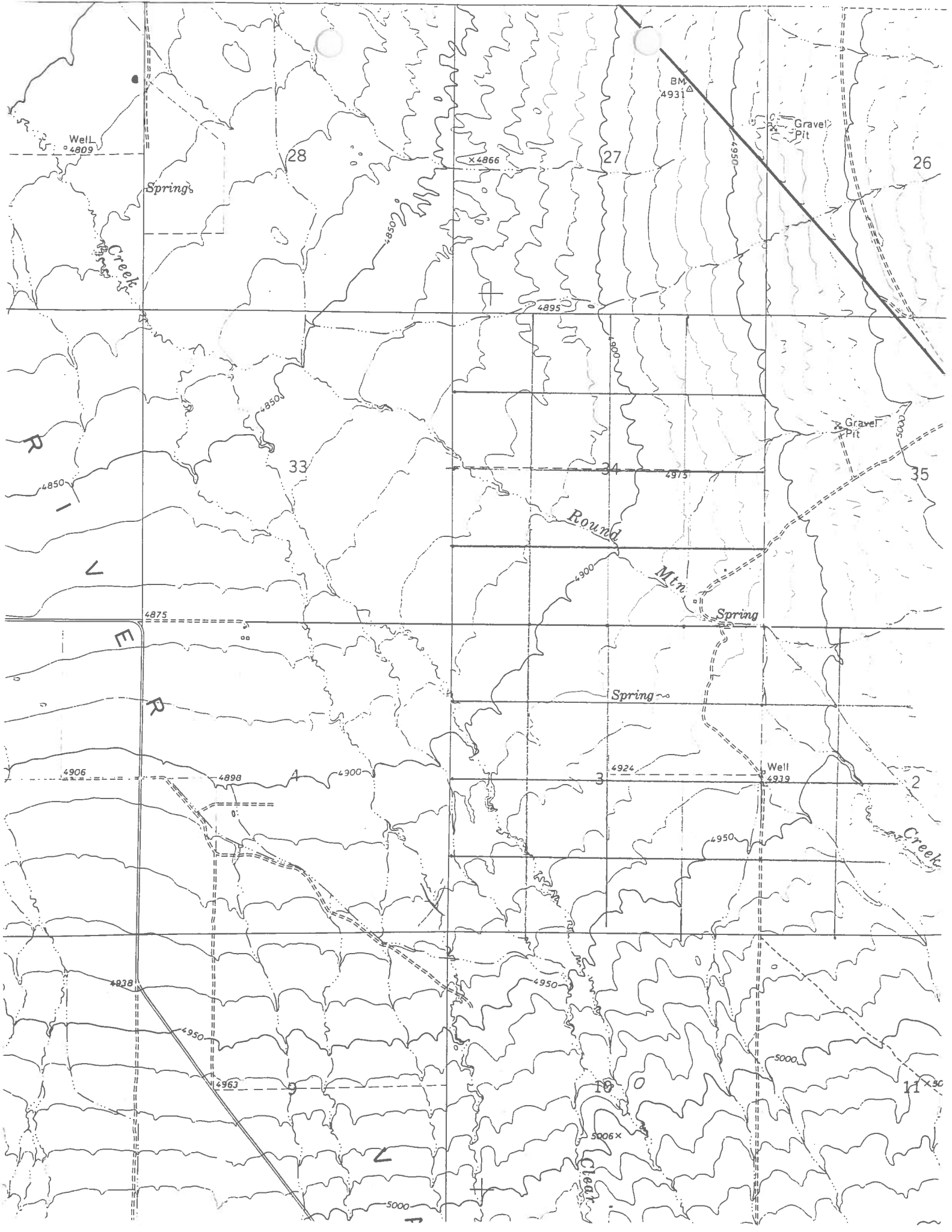
IDAHO

● INTERIOR-GEOLOGICAL SURVEY, RESTON, VIRGINIA 313000m.E

312

ROAD CLASSIFICATION

Primary highway, all weather, hard surface	Light-duty road, a improved surface
Unimproved road, fair or dry weather	=====





State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

2/20/98

Boyd Haskins

Mr Haskins,

I have been trying to quickly run some computer analyses to edge the diversion rate up. However, I was not successful in making it run. The draft recommendation attached represents the number of acres I found and a flow rate of 87 inches (1.74 cfs).

If I am successful next week in analyzing the ditch and soils for conveyance losses irrigation requirement then I'll include the additional flow in the final recommendation.

Sorry for the confusion

Douglas Jones



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

January 26, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BOYD I HOSKINS
C/O NAF STORE
STREVELL RD BOX 2350
MALTA, ID 83342

RE: RIGHTS FROM CLEAR CREEK CLAIMED IN THE SNAKE RIVER BASIN
ADJUDICATION.

Dear Mr Hoskins:

As a result of Judge Daniel C. Hurlbutt Jr's Order for Director's Report issued October 24, 1997 in SRBA Case No. 92-00014 Harold Jones and Ray Jones v. Naf Irrigation Company department staff will present draft recommendations for claims identifying Clear Creek as a source.

The meeting is scheduled for February 10, 1998 at 1 pm in the conference room of the Raft River Electric office in Malta. Please plan to attend this meeting or let us know if you won't be there.

David R. Tuthill, Jr., P.E., Chief, Adjudication Bureau will attend along with adjudication staff of the department's Twin Falls office.

The presentation will use geographic information systems (GIS) computer graphics that were developed from reviews of aerial photos showing 1987 irrigation usages photographed by the Soil Conservation Service.

Please contact me at 208-736-3033 to confirm that you will be able to come to the meeting and with any questions you may have about the review procedure.

Sincerely Yours,

Francis G. Hitchcock
Water Resources Agent, Sr.

cc: Patrick D. Brown, Esq.
Roger D. Ling, Esq.

RECEIVED

OCT 28 1997

Department of Water Resources
Southern RegionP. 02
Allen —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

SRBA Case No. 92-00014

Case No. 39576

ORDER FOR DIRECTOR'S REPORT

HAROLD JONES and RAY JONES

Plaintiffs,

v.

NAF IRRIGATION COMPANY, a
Utah Corporation; LARRY KEMPTON
in his capacity as an individual and as
president of NAF IRRIGATION
COMPANY; LAVERNE KEMPTON,
individually and in his capacity as Water
Master and Ditchrider for NAF
IRRIGATION COMPANY; MONTE
CAMBELL as an individual; and JEFF
SESSIONS doing business as ROUND
MOUNTAIN RANCH,

Defendants.

This case is a dispute between several water rights holders on Clear Creek in the state of Idaho. The SRBA court has jurisdiction because the case requires a determination of one or more elements of the disputed water rights. *Young Harvey Walker v. Big Lost River Irrigation District*, 856 P. 2d 868, 124 Idaho 78 (1993). During the course of litigation, it has become apparent that trial

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ORDER FOR DIRECTOR'S REPORT
G:\ORDERS\DIRRPT.NAF
10/24/97

OCT 30 1997

Page 1 of 3

Department of Water Resources
Southern Region

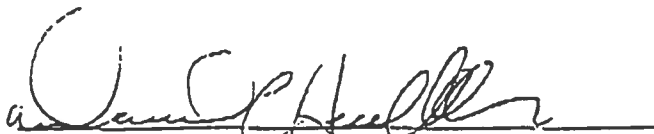
of the several water rights at issue is likely to result in duplicative litigation when the Clear Creek Stream System is reported in a Director's Report as part of the SRBA.

To avoid a multiplicity of litigation between these and other parties on Clear Creek, this court enters the following order:

1. The Idaho Department of Water Resources shall prepare a preliminary Director's Report for all, approximately thirty, water rights claimed in the Snake River Basin Adjudication on Clear Creek. This report shall be prepared and submitted to the court on or before February 27, 1998.
2. The court will serve copies of the preliminary Director's Report on each claimant included in the report.
3. All claimants included in the Director's Report for Clear Creek shall file objections to the report on or before March 27, 1998.
4. Any party wishing to file a response to an objection to the preliminary Director's Report shall file the response with the court on or before April 10, 1998.
5. A scheduling conference on all objections and responses filed to the preliminary Director's Report for Clear Creek will be held on Monday, April 13, 1998 at 10 a.m. in the district courthouse for the Snake River Basin Adjudication located at 253 3rd Avenue North, Twin Falls, Idaho. All parties and counsel are required to be personally present at this scheduling conference.
6. Parties in the *Jones v. NAF Irrigation Company et al* case pending before the court shall be allowed to continue discovery on issues raised in the pleadings.
7. The prior scheduling order and trial setting in *Jones v. NAF Irrigation, et al* is hereby vacated in favor of the schedule set forth in this order.

IT IS SO ORDERED.

DATED October 24, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER FOR DIRECTOR'S REPORT** was mailed on October 24, 1997, with sufficient first-class postage to the following:

Patrick D Brown
Hepworth, Lezamiz & Hohnhorst
PO Box 389
Twin Falls, ID 83303-0389

Roger D Ling
Ling, Nielson & Robinson
PO Box 396
Rupert, ID 83350



Deputy Clerk

COMMUNICATION DOCUMENTATION

Claim No.A43-00286C

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

June 3, 1996 8:15am

NAME:

RE:

HOSKINS, BOYD ISOM

A43-000286C/CLEAR CREEK

I STOPPED AT THE NAF STORE THAT HE AND HIS WIFE OPERATE TO CONFIRM HIS CLEAR CREEK USAGE AS PART OF THE DIRECTIVE FROM ADM TO REVIEW THE PODS FROM CLEAR CREEK.

HE REMEMBERED OUR CONVERSATION AT THE RECENT MEETING RE: JUDGE'S ORDER AND HAD ORIGINAL DOCS THAT HE SUBMITTED TO THE DEPARTMENT IN THE FORM OF A 243 CLAIM. I ASKED IF I COULD TAKE THE ORIGINALS TO COPY AND PROMISED TO RETURN TO HIM AT ONCE.

THIS DATE I HAVE COPIED THE ORIGINALS AND WILL DELIVER THEM BY HAND TO HIM AT THE NAF STORE AT SUCH TIME AS I CAN GET DIRECTION FROM ADM OR DRJ AS TO SCHEDULING FOR FURTHER FIELD WORK IN CLEAR CREEK CHANNEL TO CONFIRM DIVERSIONS.

THE LATE CLAIM TAKEN BY DRJ IS INCORRECT AND THE HOSKINS ORIGINAL WILL HAVE TO BE THE BASIS FOR AN AMENDMENT TO THE CLAIM AT A LATER DATE. COPIES TO THE CLAIM FILE (A43-000286C).

RECEIVED

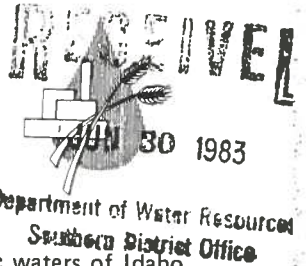
JUN 03 1996

**Department of Water Resources
Southern Region**

NOTE:

filing deadline has been extended
a substantially increased fee:
Date Claim Filed Fee
Until 6-30-1983 \$ 30
1-1983 thru 6-30-1984 \$100
1-1984 thru 6-30-1985 \$200

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Boyd Isom Hoskins

90 NAF-MERC. NAF-Idaho
(Mailing Address)

(Name of Claimant)
83345
(Zip Code)

Home Telephone No. 824-5716
Store 824-5750

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) Nov. 23-1911

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

CLEAR CREEK tributary to RAFT RIVER

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>160-INCHES</u>		Use <u>IRRIGATION</u>		Period of Use From <u>MAR-1</u>	To <u>SEP-30</u>
Quantity <u>60-S.F.</u>		Use <u>STOCK</u>		Period of Use From <u>MAR-1</u>	To <u>SEP-30</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

1/4 NE 1/4, Sec. 27 Twp. 16S Rge. 27E B.M., County of CASSIA-COUNTY

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
16	27	27					X	X	X	X									160
16	27	22											X						40

No. of acres 200

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

WATERING

COPY

RECEIVED

JUN 03 1996

Department of Water Resources
Southern Region

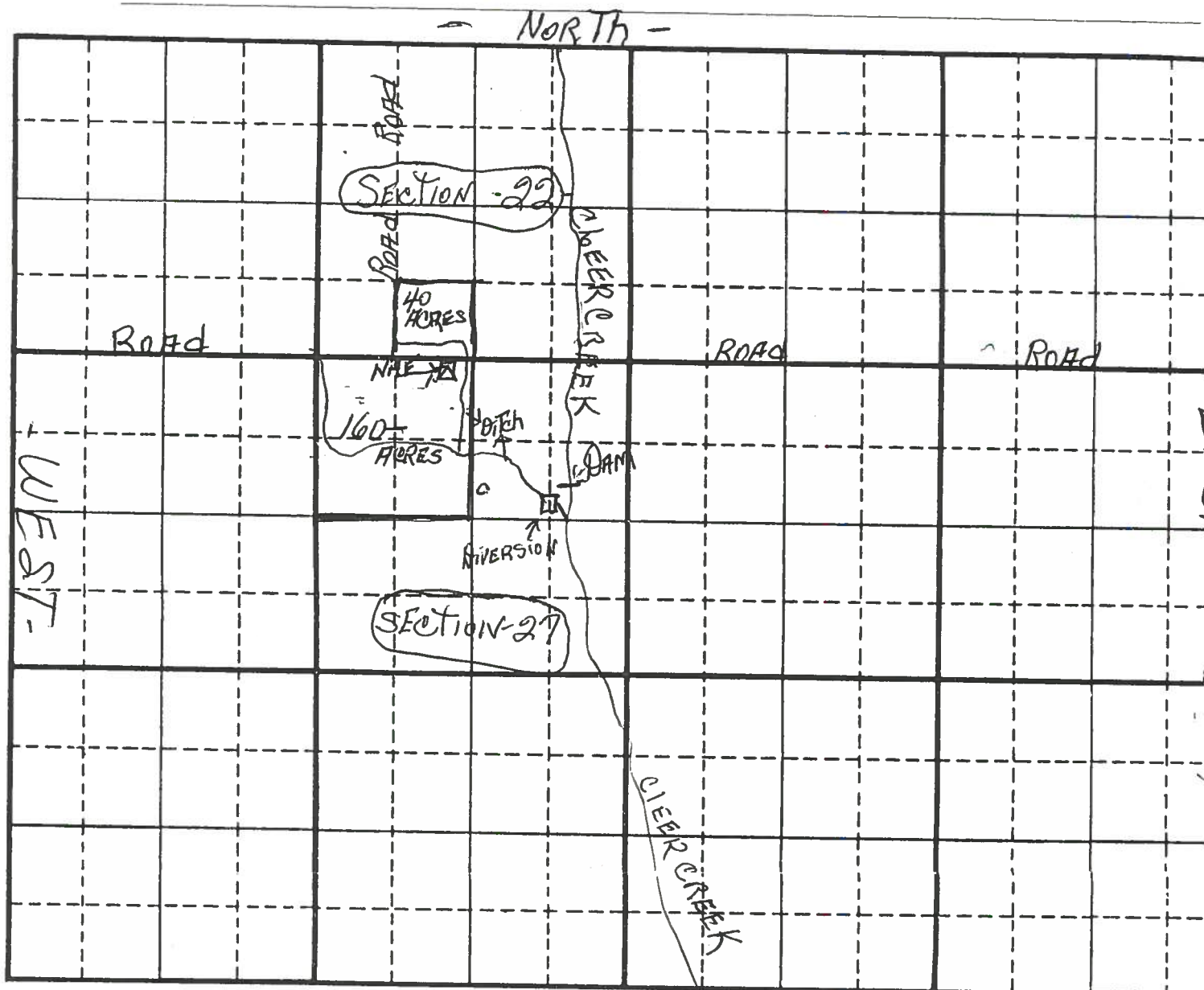
NOTE: Include here the type and number of stock watered: HORSES-CATTLE-SHEEP-Pigs

(7) If you are claiming water as a member of an organization, list name of organization:

LAND & WATER COMPANY NOV. 23-1911-

GES CAVANAUGH CHECK-WATER LICENSE NO 430286 OR DECREE
DEITRICH 4699

(8) Remarks WATER IS DIVERTED FROM CLEAR CREEK BY DRAIN DAM AS SHOWN ON MAP TO IRRIGATE & STOCK WATER
P.T. N 1/4 SEC. 27 - T-16-R-27 AND SE 1/4 SEC. 22 - T-16-R-27



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of CASSIA) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 29th day of June, 19 83.

Boyd Tom Hoskins
(Claimant)

Laureen McCleung
Notary Public
Residing at PAU, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by me Date 6/30/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by AD Date 7/5/83 claimant by: _____
\$30.00 fee received by me Date 6/30/83 # 29140
Published in _____
Dates _____
Returned due to incomplete information 7/13/83



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

July 14, 1983

Boyd Isom Hoskins
% Naf Merc
Naf, Idaho 83345

Re: Claim to a Water Right

Dear Mr. Hoskins:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- 1) No period of use is given for stockwater use. Also, the quantity claimed for stockwater appears to be excessive. The amount claimed should be the flow of water which is diverted and beneficially used.
- 2) The point(s) of diversion should be completely described by entering the quarter-quarter section in Item 5 of the claim.

Please note that your claim has been stamped and initialed as received. If you amend the claim by adding the needed information, and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

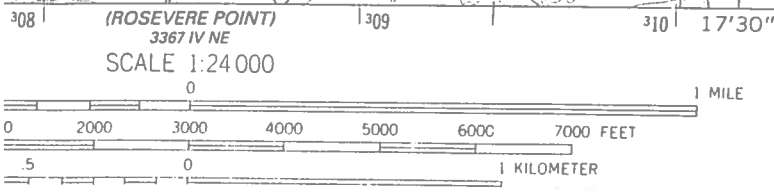
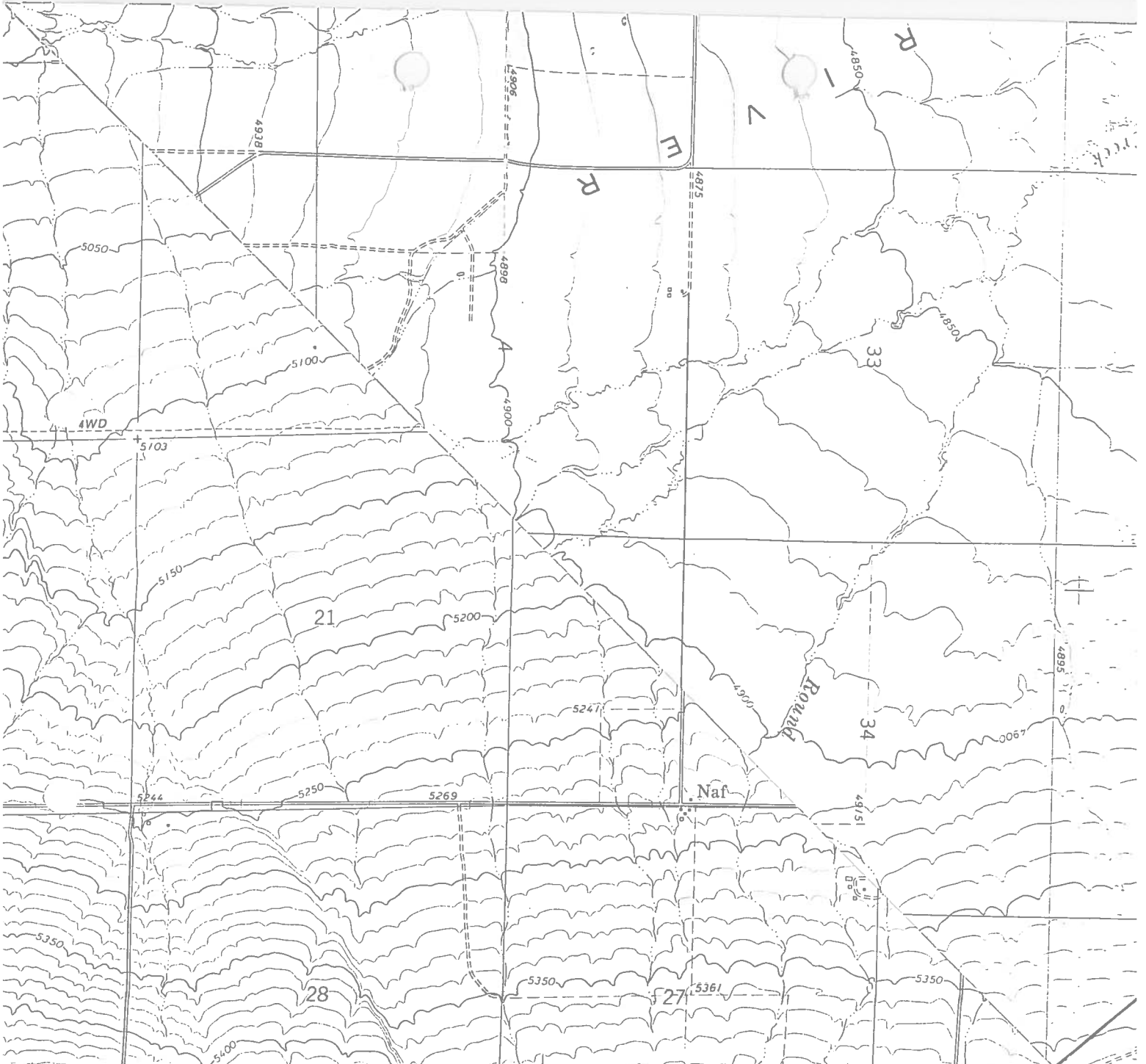
LOH:marya

RECEIVED

JUN 03 1986

Department of Water Resources
Southern Region

COPY



ROAD CLASS

Primary highway, all weather, hard surface

Unimproved road, f

Water Right Number - A43-00286C

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - +

*** C - CURRENT OWNER ***
HOSKINS

BOYD I

HOSKINS

AFTON L

1 - C/O NAF STORE
2 - STREVELL RD, BOX 2350
3 -
City- NAF
Phone - 208-824-5750
State- ID Zip- 83345
1 - C/O NAF STORE
2 - STREVELL RD, BOX 2350
3 -
City- NAF
Phone - 208-824-5750
State- ID Zip- 83345

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/23/1911 17 SOUTHERN D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - +
CLEAR CREEK RAFT RIVER

+ - - - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County
16S 27E 27 SE NE (31) CASSIA

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.200
04 - STOCKWATER 04/01 10/31 0.030

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
1.200 160.0

+ - - - - Place of Use - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
16S 27E 22 SE SW 20.0 01 IRRIGATION (31) CASSIA
16S 27E 27 NE NW 40.0 01 IRRIGATION (31) CASSIA
16S 27E 27 NW NW 40.0 01 IRRIGATION (31) CASSIA

Total Acres: 100.0

+ - - Diversion Means - DAM,DITCHES, HEADGATES
+ - - Non-Irrigation Use - STOCK: 20 BEEF, 10 HORSES, 10 SHEEP
+ - - Other Rights for Same Use - A43-04175
+ - - - - Remarks - - - - +

GEN STOCKWATER PALCE OF USE SAME AS IRRIGATION POU. CLAIM A43-04175

Water right number - A43-00286C

Prefix Translation: ADJUDICATION CLAIM

IS FROM GROUND WATER. FEES INCLUDE \$30 RECEIPTED IN 1983 UNDER
#29140 FOR UNFILED STATUTORY CLAIM.

No Old Water Right Numbers Found

Conditions of Approval - No Conditions of Approval found.

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

Comments - No Comments Found

Audit Fields 05/25/95 DJONES

Adjudication Rights Dates and Flags Area			
Court Report Filing	00/00/0000	Field Inspection Made	00/00/0000
Objection Filed Date	00/00/0000	Field Inspection Flag	00/00/0000
Response Filed Date	00/00/0000	Verified Date	00/00/0000
Claim Received Date	05/19/1995	Last Amended Date	00/00/0000
		Receipt Number	
		POU Ownership Flag	Y
		Name Connector	OR
		Civil Case Number	39576
		Old Case Number	
		Old Judicial District	
		Temporary Right	T
		Water District	
		Federal/State Indicator	S
		Presumption Flag	
		Notice of Error Flag	

9/20/94

COMMUNICATION DOCUMENTATION

File No.

This form is to be used to document public record information requests regarding any SRBA claim or other water right. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request.

IDWR Employee/Agent Allen Merritt Date July 7, 1995

Contact person(s): Jeff Sessions, Mont Campbell, Blaine Campbell, Vern Kempton, Larry Kempton, Steve Holmgren

Nature of Contact: Meeting at IDWR Twin Falls office on 7/6/95. They came in to discuss the advertised transfer filed by Jeff Sessions. They brought Jeff so he could hear the discussion and understand their concerns. Of particular note or concern was two of the rights advertised in the transfer. The first was the portion of the decree 43-00286B. The original right was decreed to Settlers land for 60 cfs. Since this group was from Utah and Vern Kempton was the watermaster which delivers water in Utah and turns water to Idaho they did not have a record the "Idaho decree" (Jobe Adams) and only showed that they delivered water with this priority to Clear Creek Ranch (160 inches) and the Naf Store (160 inches). (Clear Creek Ranch is Harold or Ray Jones and under A43-00286A; the Naf Store has not yet provided them copies of the "Idaho decree" as superseded and the Decree setting delivery bet. The Utah users indicated that the 60 cfs has not that what they show. They showed me a copy of a in the name of Omin (Spelling?) for a portion of interpreted this to show that all parts of the abandoned. I told them I interpreted it as only gone and the other parts I didn't know about but would be determined in the SRBA. They asked about our delivery records and I told them I knew of none. I explained that I understood that Vern Kempton was the watermaster organized under Utah law and although he delivers water to Idaho I did not think he has been recognized by Idaho under our watermaster statutes. I told them I knew of no organized district in Idaho and did not know of any delivery records.

→ 160"
delivered
V. Claim

They also were concerned about right 43-10116 for 20 cfs. We discussed the source as described and the amount. They were confused since both sources are listed in the claim and they also didn't understand the basis of the claim as beneficial use and

COPY

DIV. ADNT VS. CLAIM
"160"

exactly the status of the claim. They indicated that in Utah Rice Creek is decreed and used. They were not certain that their priority was earlier than the 1900 being claimed. I told them if it was then the claim should not interfere. I also explained that the claim was undergoing SRBA review and may not be found or recommended as claimed. Larry Kempton indicated that he didn't mind Sessions using the water after he got thru with it and he also indicated that he may wish to build a pond and didn't want this record to interfere with his plans. I stated that if he was in Idaho what ever future plans he might have would be junior to Sessions right what ever it might be; but, since he was in Utah I was not sure. They discussed a potential agreement and if Idaho would recognize it. I told them that if Session's and Kempton's made some sort of agreement that the department many condition approval of the application acknowledging the agreement existed but the department would not enforce a private agreement between parties.

During the discussion Mr. Holmgren met with Kelly Christensen and filed on some decrees that the Utah guys indicate he is delivered but had not yet claimed.

I provided protest forms to the parties and then they left.

COPY

R 27

HASKINS
-002860C
100 AC.
POD. 627 SENIE

622 SEEN 20
627 NEEN 40
NWEN 40

925
T1682
NW

FF 44

01-13-98
outages per
DET

927
T1999
NW

21 22
20 27

22 23
27 26

7-10-98

GS - MON - HOLIDAY WORKED

8:50 log on

Change HOSKINS:

→ -00286C

POV \$22 - 5 AC (4.94)

POD \$27 - SE (SENEZ)
orig.

W/need convey.
185...

POV ID #7:

DISALLOW in \$27...

1:30 FINAL ORDER MUDDA IN JONES, N

POV-ID ascending - promote

LAYOUT

When? Feature - project window is. get info.
b.b.3. apr @ LAYOUT

#EDIT

select end
to feature to be edited - CLK on
handle again -
CLK and drag

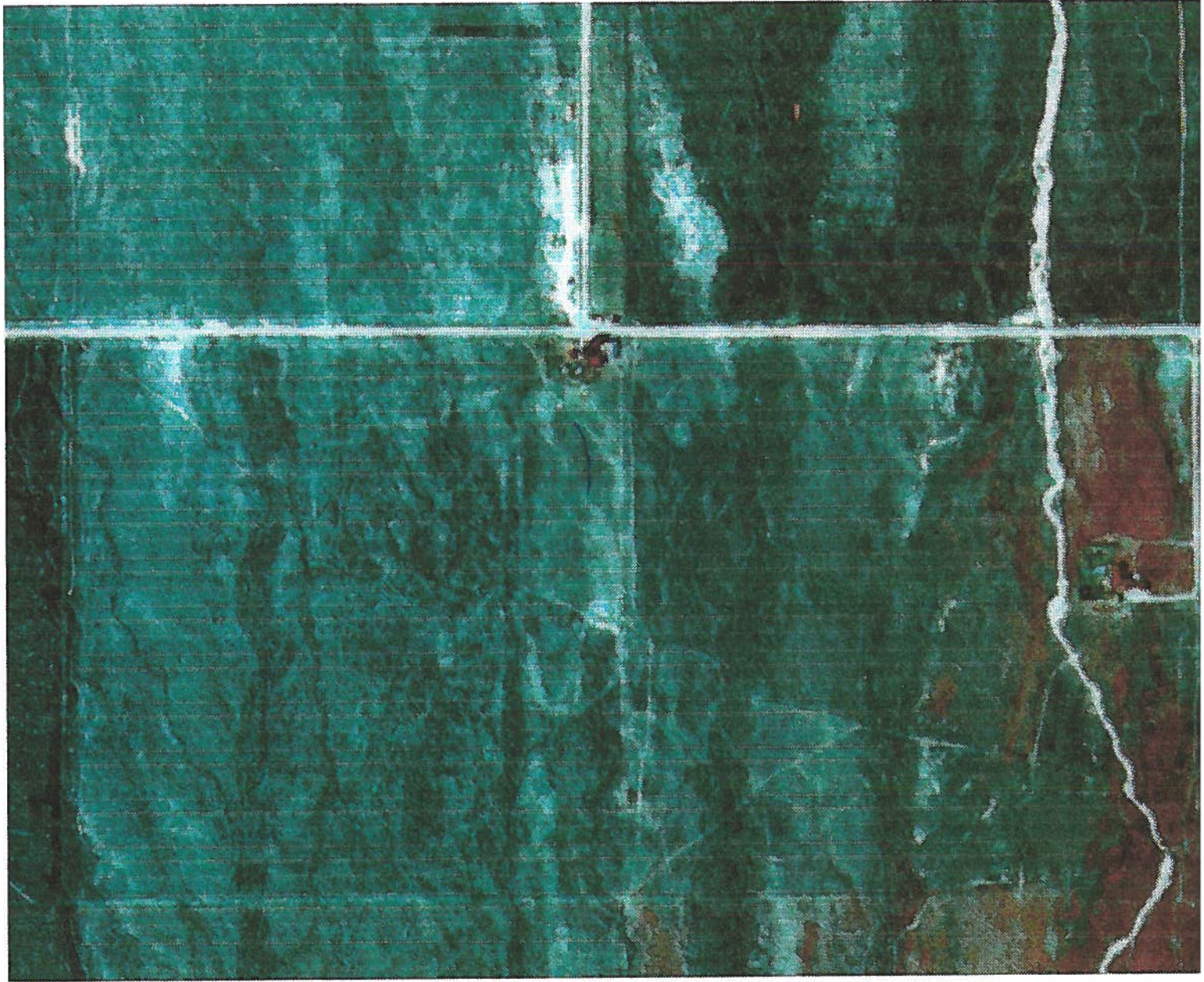
2 CLK on text to edit

14 mill intervals - promote

move + from Q to S line.

only text
by moving
crosses..

TABLE
DUPATE



8/1/87 NAPP

HIGH
ELEVATION



22 SFSW 20

27 NENW 40
NWNW 40

925
T 1682
NW

21 22

26 27

929
T 1999
NW

