

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2410 V1

WATER RIGHT NUMBER: 43-2410 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARIAN P HOPE 2354 E OLSON RD BOX 2270 MALTA, ID 83342 (208) 645-2315
Current Owner	DAREN LYNN STEGELMEIER 30 N MORGAN VALLEY DR MORGAN, UT 84050
Current Owner	MARCELLE STEED STEGELMEIER 30 N MORGAN VALLEY DR MORGAN, UT 84050
Original Owner	ROBERT S HOPE 2354 E OLSON RD BOX 2270 MALTA, ID 83342 (208)645-2315

Priority Date: 06/15/1954

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	03/15 to 11/15	1.930 CFS	540.00 AF
	<u>Total Diversion:</u>	1.930 CFS	540.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4SW1/4	Sec. 8,	Twp 15S,	Rge 27E, B.M.
CASSIA County				

Place of UseSTOCKWATER Within CASSIA County

T15S R27E S08	SWNW	T15S R27E S08	SENW
T15S R27E S08	NESW	T15S R27E S08	NWSW
Total Acres: 0			

IRRIGATION Within CASSIA County

T15S R27E S08	SWNW	35.0	T15S R27E S08	SENW	40.0
T15S R27E S08	NESW	30.0	T15S R27E S08	NWSW	36.0
Total Acres: 141					

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2410 V1

1. C18 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.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-111, 43-11247.
3. Explanatory RIGHT NO. 43-11247 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.
4. Quantity USE OF THIS RIGHT WITH RIGHT NO. 43-11247 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.93 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 540 AF.
5. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.82 CFS. COMBINED RIGHT NOS.: 43-111, 43-11247.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector: AND/OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



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

September 6, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DAREN LYNN STEGELMEIER
MARCELLE STEED STEGELMEIER
30 N MORGAN VALLEY DR
MORGAN UT 84050

Re: SRBA Claim(s) 43-111, 43-2410, 43-10287, 43-11247

Dear Mr. and Mrs. Stegelmeier:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett', written in dark ink.

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 05 2001

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Southern Region

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
Ident. Number	43-11247				
	43-111				
	43-2410				
	43-10287				

The following REQUIRED information must be submitted with this form:

- A. The appropriate FILING FEE. See instructions for fee amounts.
- B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the 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.

Name and Address of Former Owner/Claimant(s)

Robert S. Hope

2354 E. Olson Rd Box 2270 Malta, ID 83342

New Owner/Claimant(s)

Daren Lynn Stegelmeier

Marcelle Steed Stegelmeier

Name Connector (Check one): ☐ and, ☒ or, ☒ and/or

New Mailing Address

30 N. Morgan Valley drive

City, State and ZIP Code

Morgan, UT 84050

New Telephone Number

() _____

Date you acquired the property

8/31/01

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

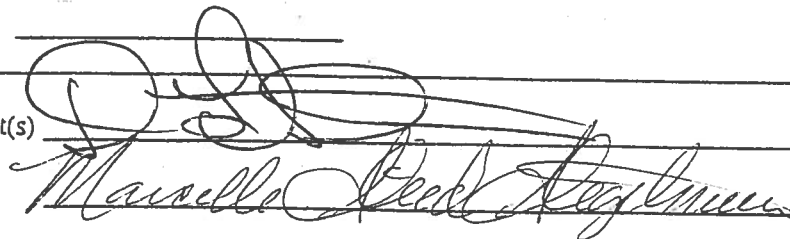
DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

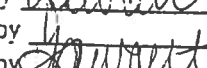
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(Include title if applicable)



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

For Office Use Only

Received by <u></u>	Date <u>9/5/01</u>	Fee <u>0</u>
Received by <u></u>	Date _____	Receipt No. _____
Processed by <u></u> AJ	Date <u>9/10/01</u>	WR _____ Date _____

RECEIVED

SEP 05 2001

Department of Water Resources
Southern Region

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 43-11247 ✓
Date Received: 9/1/00
Receipt No: S023369
Received By: vhancock

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Name: ROBERT S HOPE Phone: (208) 645-2315
Address: 2354 E OLSON RD BOX 2270
MALTA ID USA 83342

2. Date of Priority: 06/30/1985

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
15S	27E	8	NW SW SW	CASSIA

5. Description of diverting works:

450 FT WELL. LIFT PUMP 40 HP, BOOSTER 50 HP. DIVERTS TO UNDERGROUND MAINLINE
PIPE -10", 8", 6', 4" WITH 3" RISERS AT 50' INTERVALS. 3" HANDLINES. ALL SPRKLR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.93	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
1.93 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 8 - STOCKWATER CLAIMED FOR 5 BEEF CATTLE, 2 PIGS, 50
CHICKENS.

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15S	27E	8	SW	NE	IRRIGATION	30
			SW	NW	IRRIGATION	38
			NW	SW	IRRIGATION	34
			NW	SE	IRRIGATION	39
			SW	NE	STOCKWATER	
			SW	NW	STOCKWATER	
			NW	SW	STOCKWATER	
			NW	SE	STOCKWATER	
Section Acres						141
Total Acres						141

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:

14. Remarks:

THIS IS AN EXPANSION OF CLAIM 43-02410 AS RECEIVED FROM CLAIMANT. THERE IS AN ACTUAL EXPANSION OF 5 ACRES IN ADDITION TO THE 135 ACRES LICENSED. PRIORITY DATE 6-30-1985 PER IC 42-1416B. POINT OF DIVERSION PER CLAIM AND MAP SUBMITTED. VH 9-1-2000.

15. Basis of Claim: Beneficial Use

CONTINUATION

SCHEDULE A

Order Number: 34531

TOWNSHIP 15 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: S½NW¼ and N½SW¼, EXCEPTING that portion deeded to the State of Idaho for highway purposes.

ALSO EXCEPTING THEREFROM the following described tract:

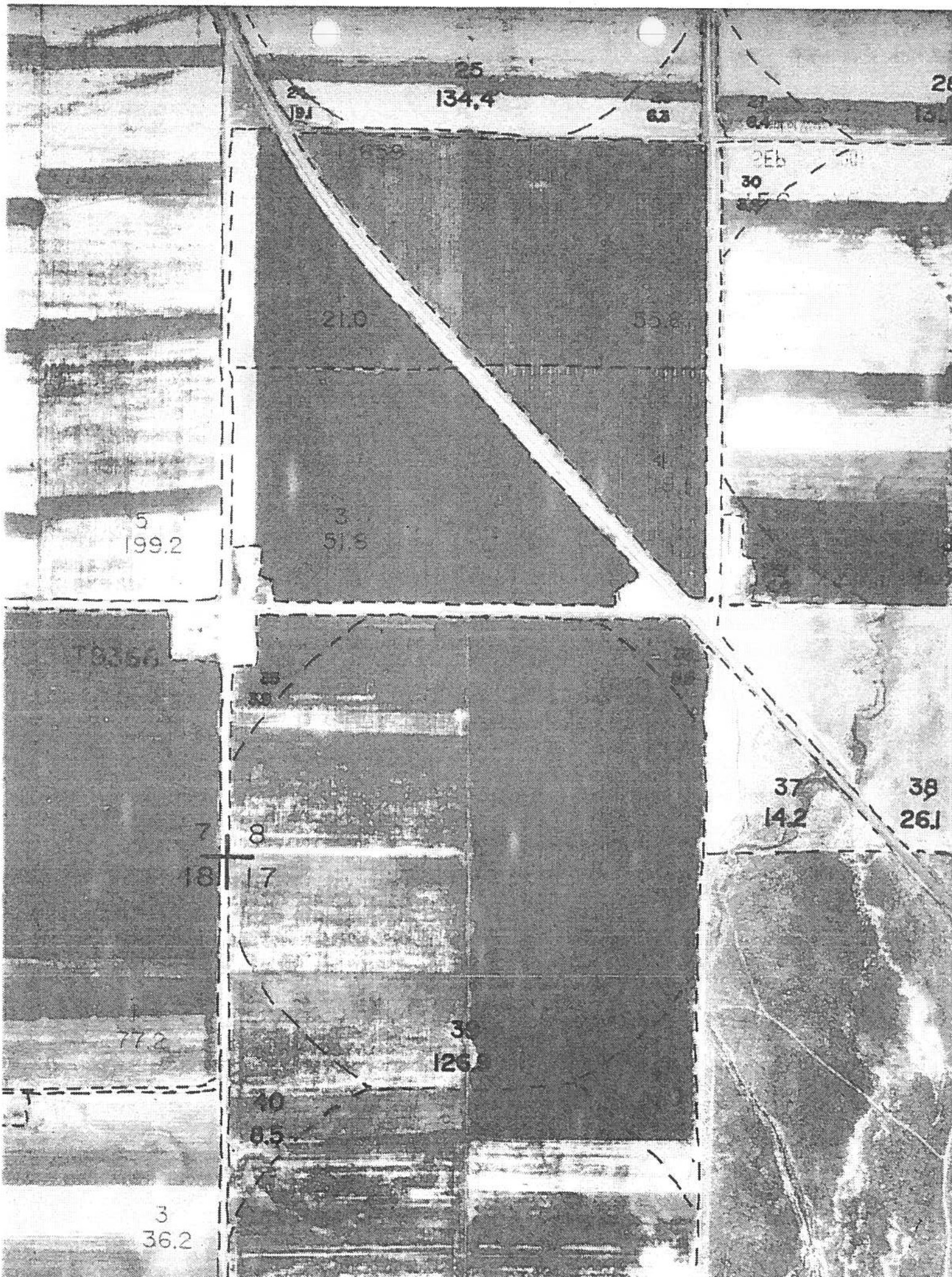
Beginning at the Southeast corner of the N½SW¼ of said Section 8, said corner being North 63°48'02" West 2949.58 feet from the Southeast corner of said Section 8;

Thence South 89°40'04" West along the South line of the N½SW¼ of Section 8 for 55.32 feet to the Easterly right-of-way line of State Highway 81;

Thence along said right-of-way line North 42°25'50" West 855.37 feet;

Thence North 89°33'22" East 629.79 feet to the East line of the N½SW¼ of said Section 8;

Thence along said East line South 00°14'24" East 635.91 feet to the Point of Beginning.



276991

WARRANTY DEED

#34531

For Value Received

THE ROBERT S. HOPE FAMILY TRUST, dated the 8th day of November, 1995

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

DAREN LYNN STEGELMEIER and MARCELLE STEED STEGELMEIER, Husband and Wife

Address: 30 N. MORGAN VALLEY DRIVE, MORGAN, UT 84050

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

See attached Exhibit "A"

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2001 and subsequent years, a lien, but not yet due or payable.

Agreement For Purchase of Power, dated April 8, 1955, and recorded August 5, 1955 as Instrument No. 187057 in Book 9 of Bills of Sale and Agreements on Page 60, records of Cassia County, Idaho.
(Corrected by document recorded January 28, 1960 as Instrument No. 204888 in Book 10 of Bills of Sale and Agreements, records of Cassia County, Idaho.)

Geothermal Lease and Agreement, dated May 16, 1972, and recorded July 14, 1972 as Instrument No. 64055 on Film No. 77, records of Cassia County, Idaho.

Geothermal Lease And Agreement, dated May 23, 1978 and recorded September 1, 1978 as Instrument No. 110703 on Film No. 120, records of Cassia County, Idaho.

Agreement For Electric Service , dated January 30, 1997 and recorded April 4, 1997 as Instrument No. 248295 on Film No. 286, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 30, 2001

THE ROBERT S. HOPE FAMILY TRUST

BY: Robert S. Hope
Robert S. Hope, Co-Trustee

BY: Marian P. Hope
Marian P. Hope, Co-Trustee

RECEIVED

SEP 05 2001

Department of Water Resources
Southern Region

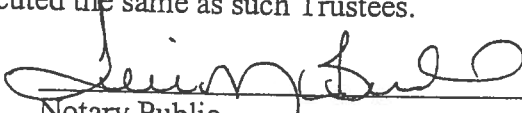
IDAHO)

) ss.

COUNTY OF CASSIA)

On this 30th day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert S. Hope and Marian P. Hope, known or identified to me to be the person whose name is subscribed to the within instrument as Co- Trustees of the ROBERT S. HOPE FAMILY TRUST, and acknowledged to me that they executed the same as such Trustees.

Terri McBride
Notary Public
State of Idaho


Notary Public

Residing at: Lupert

My Commission expires: 2/5/2002

Exhibit "A"

TOWNSHIP 15 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: S½NW¼ and N½SW¼, EXCEPTING that portion deeded to the State of Idaho for highway purposes.

ALSO EXCEPTING THEREFROM the following described tract:

Beginning at the Southeast corner of the N½SW¼ of said Section 8, said corner being North 63°48'02" West 2949.58 feet from the Southeast corner of said Section 8;

Thence South 89°40'04" West along the South line of the N½SW¼ of Section 8 for 55.32 feet to the Easterly right-of-way line of State Highway 81;

Thence along said right-of-way line North 42°25'50" West 855.37 feet;

Thence North 89°33'22" East 629.79 feet to the East line of the N½SW¼ of said Section 8;

Thence along said East line South 00°14'24" East 635.91 feet to the Point of Beginning.

276991

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY

RECORDER

FEE 900 DEPUTY *flm*

01 AUG 31 PM 4 16

RECORDED AT THE REQUEST OF

LAND TITLE & ESCROW

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: A43-02410
Date Received: 5/31/1989
Receipt No: MOD3765
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT S. HOPE 208-645-2315
Address: HC 72 BOX 2270
MALTA, ID 83342

OR

Name: MARIAN P. HOPE 208-645-2315
Address: HC 72 BOX 2270
MALTA, ID 83342

2. Date of Priority: JUN 15, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	27E	8	SW	NW	SW		CASSIA

5. Description of diverting works:
WELL 20" CASING, 450' DEEP, MAINLINE, 80HP PUMPS, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.930		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 5 BEEF CATTLE, 2 PIGS, 50 CHICKENS

A43-02410

Page 1

Date: 05/31/89

MICROFILMED
MAR 03 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
15S	27E	8	SW		NW		IRR	35.0
			SE		NW		IRR	40.0
			NE		SW		IRR	20.0
			NW		SW		IRR	40.0
							Section Acres	135.0
							Total Acres	135.0

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:
45-00111

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 25002

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A43-02410Date Received 5-31-89

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) ROBERT S. OR MARIAN P. HOPE Phone (208) 645-2315Mailing Address HCT2 BOX 2270 MALTA, IDAHO Zip 833422. Date of Priority (Only one (1) per claim) JUNE 15, 19543. Source of water supply (a) GROUNDWATER

which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 15 S Range 27 E Section 8,SW 1/4 of NW 1/4 of SW 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. WELL - 20" CASING - 0' TO 315', 16"CASING - 295' TO 450' - DEPTH = 450 FT. - CASING PERFORATED
FROM 100' TO 450' - STATIC WATER LEVEL 34' DOWN - PUMP SET
AT 120' - BRWL DESIGN - 1200 GPM AT 80 FT HEAD.SPRINKLER IRRIGATION SYSTEM - 10" UNDERGROUND PLASTIC
MAINLINE = 1400', 8" MAINLINE = 820', 6" MAINLINE = 800', 4" MAINLINE
= 980', 3" MAINLINE = 2400'.TURBINE PUMP MOTOR = 30HP - BOOSTER PUMP MOTOR = 50 HP.

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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 1.93 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.93 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 acre feet per annum.

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

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See 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	
15S	27E	8							35	40	20	40							135
											RS4								RS4

Total number of acres irrigated 135

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 X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
43-0111 or None ()

14. Remarks:

MICROFILMED

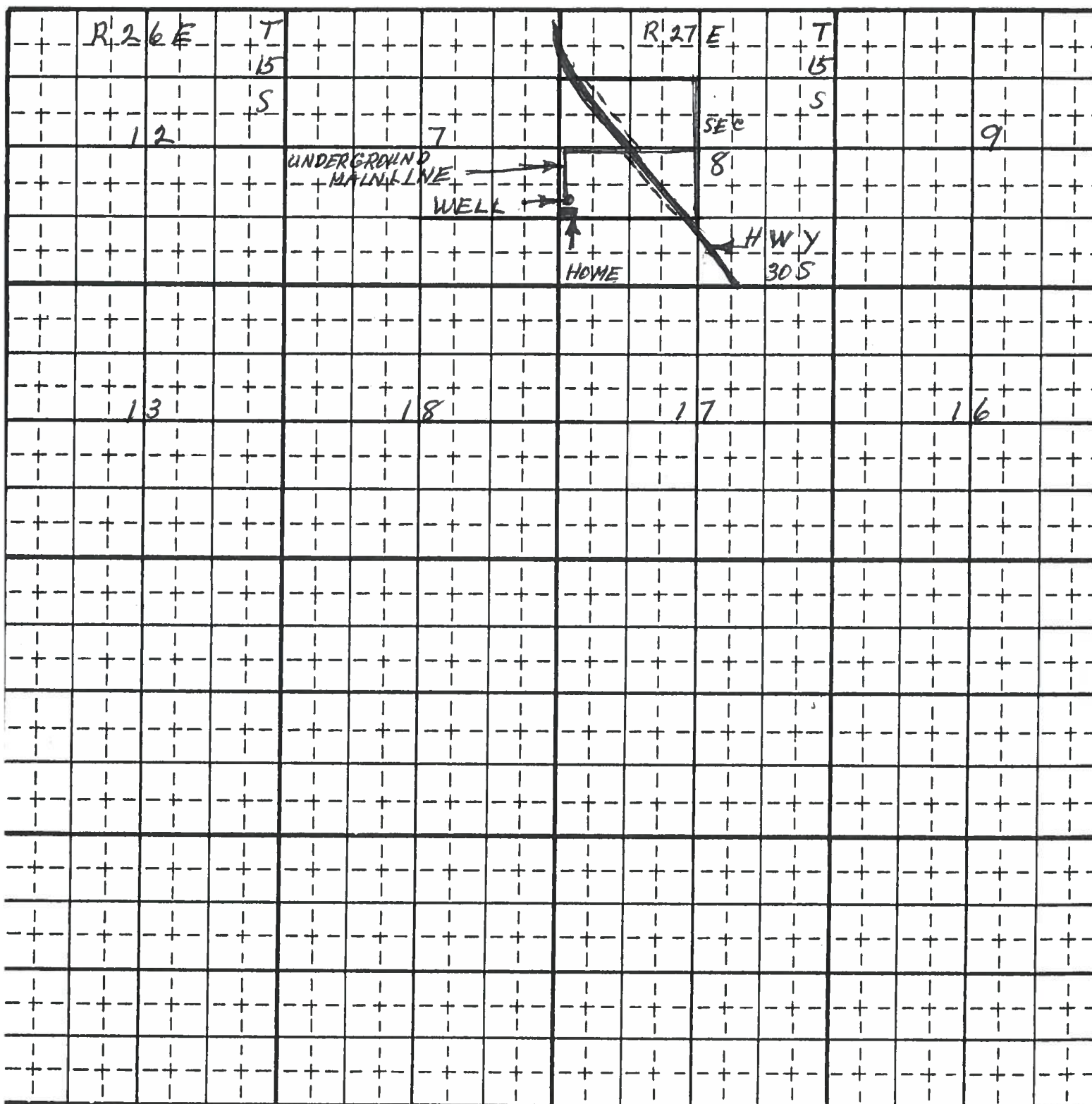
MAR 03 1993

Last Name HOPE Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



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MAR 03 1993

Last Name HOPE Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) ☐ Official Use ☐ Posted Notice ☒ License ☐ Permit ☐ Decree
If applicable provide IDWR Water Right Number 43-2410
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 0

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

Signature of Claimant (s) Robert S. Hope Date 5-31-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 31st day of May 19 89

SEAL

Notary Public Rosella Nesbitt

Residing at Matto Idaho

My Commission Expires April 6, 1993

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 _____

Last Name HOPE Ident. Number _____

MICROFILMED

MAR 03 1993

Copies White-State, Yellow-Claimant



**DO
NOT
FILM**

06/06/2001

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

RIGHT NUMBER: 43-2410

NAME AND ADDRESS: ROBERT S HOPE
2354 E OLSON RD BOX 2270
MALTA, ID 83342
MARIAN P HOPE
2354 E OLSON RD BOX 2270
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 1.93 CFS
540 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-11247 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.93 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 540 AF.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.82 CFS. COMBINED RIGHT
NOS.: 43-111, 43-11247.

PRIORITY DATE: 06/15/1954

POINT OF DIVERSION: T15S R27E S8 SWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.93 CFS
		540.00 AFY
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T15S R27E S8	SWNW	35	T15S R27E S8 SENW 40
T15S R27E S8	NESW	30	T15S R27E S8 NWSW 36
<u>STOCKWATER Within CASSIA County</u>			
T15S R27E S8	SWNW		T15S R27E S8 SENW
T15S R27E S8	NESW		T15S R27E S8 NWSW

141 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-111, 43-11247.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

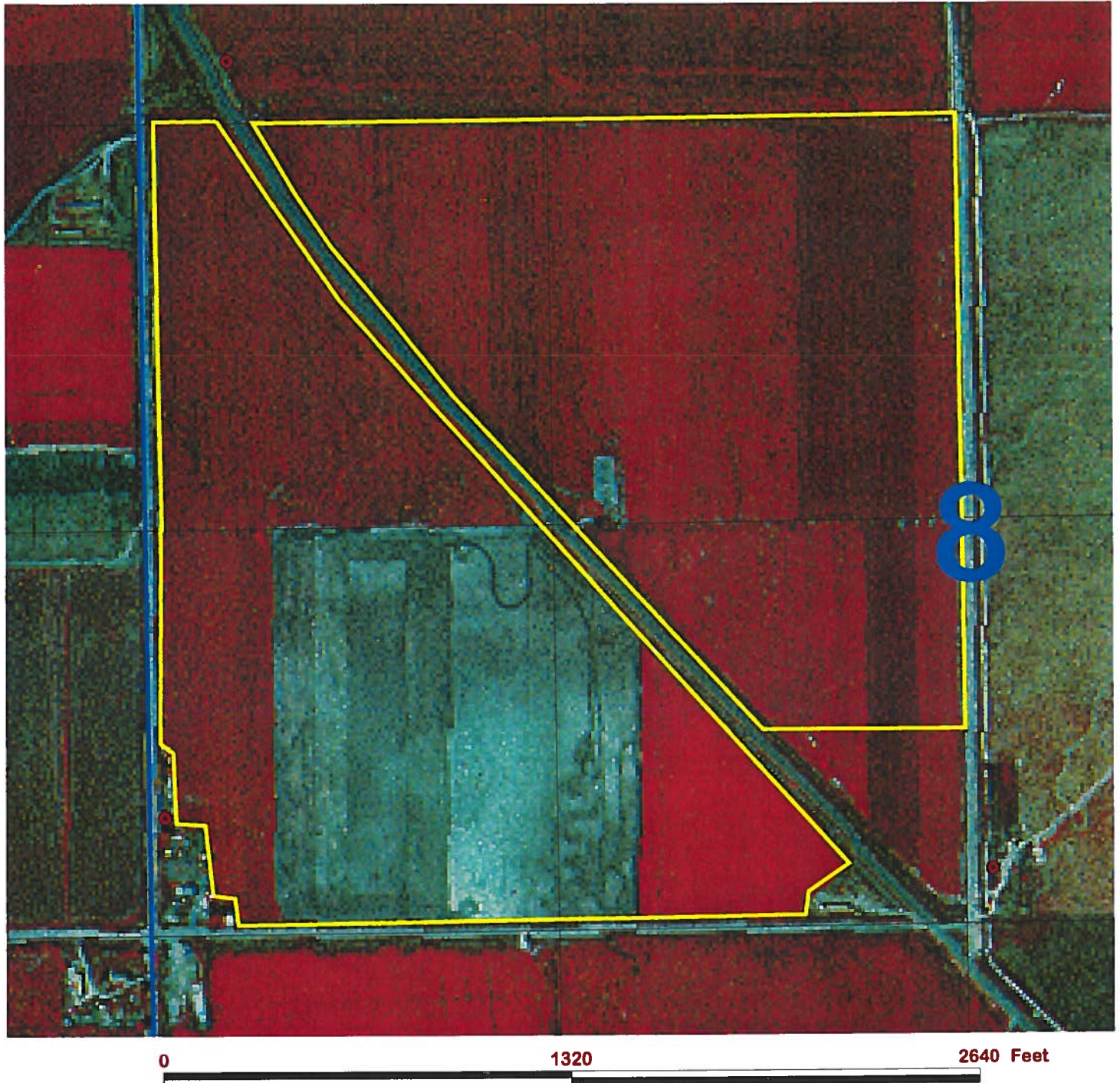
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-11247 IS AN EXPANSION OF THIS RIGHT PURSUANT
TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

RIGHTS: 43-111, 43-2410, 43-11247

RECOMMENDED PLACE OF USE
TWP 15S, RNG 27E, SEC 08
Data entry on June 5, 2001



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



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK

Bob Slope

5-30-01

Meeting in Malta

Came in to tell me that the area I had deleted from the POI in the center of the field was historically always irrigated, but that he had sold some acres in the SE corner of the field. He said that 5 acres was no longer irrigated but that the center cut out was.

I told him I could probably adjust the map & send him a new one, but that it appeared that it wouldn't much change the recommendation as far as acres went.

6-8-01

New GIS map prepared & sent to claimant. Re-calculated location of acres on claims. Still irrigating 141 acres per GIS.

QW?

WARRANTY DEED

For Value Received ROBERT S. HOPE AND MARIAN P. HOPE, TRUSTEES OF THE
ROBERT S. HOPE FAMILY TRUST, dated November 8, 1995

the grantor s. do hereby grant, bargain, sell and convey unto
LEVEL 3 COMMUNICATIONS, LLC
1025 Eldorado Blvd., Broomfield, CO 80021

RECEIVED

JUN 01 2001

Department of Water Resources
Southern Region

the grantee the following described premises, to-wit:

A parcel or tract of land located in the North half of the Southwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 8,
Township 15 South, Range 27 East, Boise Meridian, Cassia County, Idaho, described as follows:

Beginning at the Southeast corner of the North half of the Southwest quarter of said Section 8, said
corner being North 63°48'02" West 2949.58 feet from the Southeast corner of said section 8; thence
South 89°40'04" West along the South line of the North half of the Southwest quarter of said Section 8 for
55.32 feet to the Easterly right-of-way line of State Highway 81; thence along said right-of-way line North
42°25'50" West 855.37 feet; thence North 89°33'22" East 629.79 feet to the East line of the North half of
the Southwest quarter of said Section 8; thence along said East line South 00°14'24" East 635.91 feet to
the point of beginning.

SUBJECT TO: General taxes for the year 1999 and subsequent years.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee ,
its heirs and assigns forever. And the said Grantors do hereby covenant to
and with the said Grantee , that they are the owner s in fee simple of said premises; that
said premises are free from all incumbrances except as above described, and that they will
warrant and defend the same from all lawful claims whatsoever.

Dated: September 2, 1999

Robert S. Hope
Robert S. Hope, Trustee

Marian P. Hope
Marian P. Hope, Trustee

05/10/2001

**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: 43-2410

MARIAN P HOPE
2354 E OLSON RD BOX 2270
MALTA ID 83342
Telephone Number: (208) 645-2315

ROBERT S HOPE
2354 E OLSON RD BOX 2270
MALTA ID 83342
Telephone Number: (208) 645-2315

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:

See 43-11247

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

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

DATE: 5-27-01 SIGNATURE: Robert S. Hope
Please print your name: ROBERT S. HOPE

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

09/15/2000

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

RIGHT NUMBER: 43-2410

NAME AND ADDRESS: ROBERT S HOPE
2354 E OLSON RD BOX 2270
MALTA, ID 83342MARIAN P HOPE
2354 E OLSON RD BOX 2270
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 1.93 CFS
540 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-11247 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.93 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 540 AF.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.82 CFS. COMBINED RIGHT
NOS.: 43-111, 43-11247.

PRIORITY DATE: 06/15/1954

POINT OF DIVERSION: T15S R27E S8 SWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.93 CFS 540.0 AFY
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T15S R27E S8	SENW	39	T15S R27E S8	SWNW	34
T15S R27E S8	NESW	32	T15S R27E S8	NWSW	36
<u>STOCKWATER Within CASSIA County</u>					
T15S R27E S8	SWNW		T15S R27E S8	SENW	
T15S R27E S8	NESW		T15S R27E S8	NWSW	

141 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-111, 43-11247.

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.

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

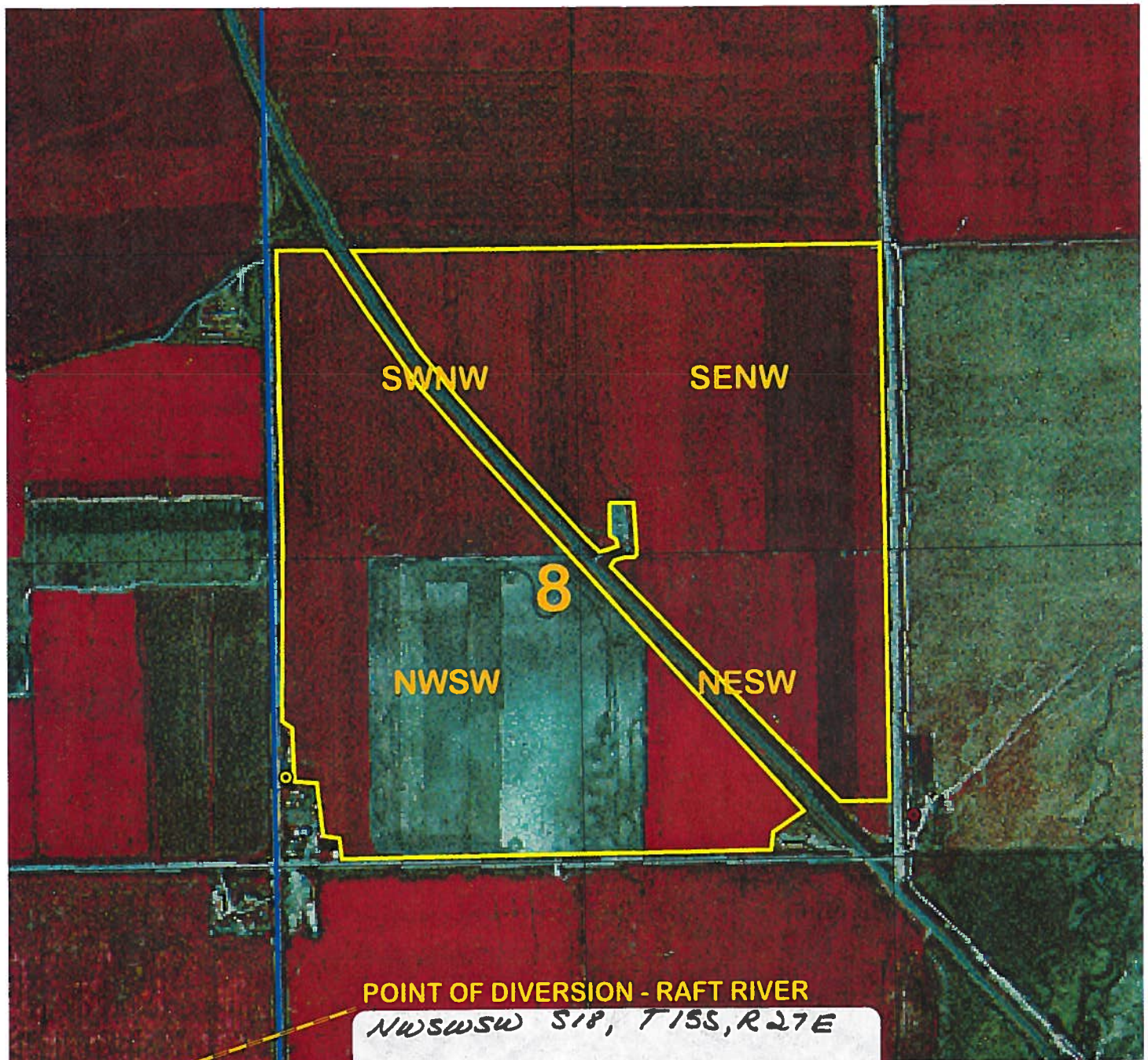
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-11247 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

RIGHTS: 43-00111, 43-02410
and 43-11247

RECOMMENDED PLACE OF USE
TWP 15S, RNG 27E, SEC 8
Data entry on September 1, 2000



● RECOMMENDED POINT OF DIVERSION

□ RECOMMENDED PLACE OF USE

□ SECTION LINES

□ QUARTER/QUARTER LINES



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK

JPEG 43-00111

chgd per NOE V&H

DATE: 12/09/99
PAGE: 47

Li can be d
Not solid MA

USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
03-15	11-15	1.930 CFS	) as L
01-01	12-31	0.020 CFS	

1.930 CFS

Stage: LICENSE
CASSIA County

T15S R27E S08

cription for:

	59	39	30	- Total 2 claims	135.0
TOTAL ACRES					

IRRIGATION

2023

CHICKENS

With Stage (Includes All Sources):

Objectron Filed Date:

2

14

2410 of 1921

✓ #1 ~~Q7~~ - limits & v.d.s

E-24 11

E-24 limited to 2.82 g
 $112.47, 2410, 161$

Expanded by

18 19

stock
poll
AD

✓ ~~ET~~ - 240 limited to 300
3/28/00
DA

RECOMMENDATION NOTES

From: Vikie Hancock

9/5/00

Regarding: Claims 43-00111, 43-02410, 43-11247

The above combined water rights irrigate a total of 141 acres in the place of use described on all three claims. They total a combined diversion rate of 1.13 cfs.

43-00111 is based upon a water right included in the Jobe Adams decree for 1.2 cfs of Raft River water for use on four identified 40 acre tracts, or a possible place of use of 160 acres. This 60 inches of water represents a portion of a water right for 160 inches included in the 1893 Lee Kirk -v- Bartholomew decree for use by William Holt upon four identified 40 acre tracts in Section 7, T15S, R27E. Transfer No. 112 was filed in 1912 to formally move this 1.2 cfs from a specific sixty acres in section 7 to sixty acres identified by map in section 8. This transfer, as well as the 1893 decree, was superceded by the 1928 Jobe Adams Decree. In addition to right 43-00111 for 1.2 cfs, the Jobe Adams also included the remaining 2.0 cfs from the Lee Kirk decree, and decreed it as water right 43-00222 for use upon the original four tract place of use, or another possible 160 acres.

In this case, it would not be reasonable to assume that the intent of the Jobe Adams Decree was to expand use of the 3.2 cfs, originally decreed for use on 160 acres at one inch per acre (by inference) in 1893, to the irrigation of 320 acres in 1928. In fact there is evidence, in this case, that the identification of forty-acre tracts does not indicate that the entire 40 acres was intended to be included in the place of use.

My recommendation for 43-00111 will be for 1.2 cfs of Raft River water for use on 60 acres within the irrigated permissible place of use identified by GIS. Note, however, that there may be issues of non-use of this right due to the decreased availability of Raft River to this property. These issues should be considered at such point that a future administrative transfer is applied for. See file.

43-02410 is a claim for groundwater, based upon the license of the some number, for a total of 135 acres within the place of use. Claimant, Mr. Robert Hope, states that the number of acres irrigated with this licensed right was increased to 147 acres prior to 1963, and currently he irrigates 141 acres. 1962 aerial photos verify that the farm was irrigated to that extent prior to the initiation of the Raft River Critical Groundwater Area. Analysis of the surface water available to the property indicates that groundwater was most likely used to develop the entire number of acres irrigated. Mr. Hope has filed expansion claim **43-11247** based upon Beneficial Use with a priority date of 6-30-1968 to cover the expanded acres. My intent is to recommend both these claims with the appropriate combined limits on diversion rate and volume.



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 12, 2000

Robert Hope
30 Chestnut Street
Kane, PA 16735

RE: Snake River Basin Adjudication (SRBA)
Claim Nos.: A43-00111, A43-02410

Dear Mr. Hope:

Thank you for your patience while general decisions were made that had the potential of affecting your claims.

It has been decided by the Director that all decreed rights to surface water from Raft River will be validated in the SRBA as originally decreed in the Jobe Adams even though, in some cases, those rights have been unused for many years due to the unavailability, and unreliability, of Raft River water. Therefore your claim number A43-00111 will be recommended as claimed.

In a related decision, the Director determined that decreed surface water rights from Raft River will not be allowed to be diverted through the well head, as some claimants had sought to do.

Using 1987 NAPP Aerial photography, and our ArcView computer program to calculate the irrigated acres, I agree with your assessment of 147 acres on your farm. I obtained 1962 aerial photos of your property and it appears that an expansion claim would be appropriate, as the increase in acres occurred prior to the initiation of the Raft River Critical Groundwater Area which curtailed all development from groundwater after 1963. This expansion claim should reflect the number of acres that you wish to claim as irrigated from your well over and above the 135 acres licensed under 43-02410. You may claim an inch per acre on the expanded acres, but there will be conditions put upon the final recommendation that limits the combined diversion rate of the expansion claim and claim A43-02410 to the original licensed diversion rate and volume.

I understand that you will be back in Malta in August and that you may wish to wait until then to take care of this - which would be perfectly fine as there has been a delay in our completion of recommendations of

claims in this basin. On the chance that you may want to get this done before you go through the upheaval of moving however, I am enclosing the Notice of Claim form that you will need to complete and return, again with a check for \$50.00.

I thank you again for your patience, and please don't hesitate to contact me with any concerns you have.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

4/10/00

ROBERT HOPE
30 CHESTNUT ST
KANE PA 16735

RE: Possible enlargement claim

Dear Mr. Hope,

We have received your letter, dated 4/4/2000, along with check #202. We are returning the check due to the lack of claim to apply the fee to. I have reviewed Vikie's information and correspondence and concur that some changes could be made in your claims. However, until a signed notarized claim is returned to IDWR we cannot hold onto the check.

For your information, there is some preliminary discussion within IDWR that an accommodation may be made for Raft River water users who can't divert their rights. Vikie, when she gets back from her trip, will contact you to outline alternatives (including filing an enlargement claim). Please bear with us while decisions are made and correspondence is sent out.

Thank you for getting back to Vikie so promptly. I will have to ask you to act on future correspondences just as quickly because everyone's timelines are getting short. We anticipate issuing a Preliminary Director's Report and starting an error correction period in mid-June.

Sincerely,

Douglas Jones, PE
Water Rights Supervisor
Southern Adjudication Unit

Vikie,
① Shape can be trimmed
as far as total acres;
but you are right, there
is an expansion (not enlgt)
② You'll need to write
& describe decree from
well option.

April 4, 2000

Idaho Dept. of Water Resources
1341 Fillmore # 200
Twin Falls, Idaho 83301

RECEIVED

APR 10 2000

Department of Water Resources
Southern Region

Re: Snake River Basin Adjudication

Attn: Vickie Hancock:

I received your letter in which you asked about the number of acres I have been irrigating with sprinkler lines. The answer is 146 acres. It appears the 1976 photos from the ASCS were correct as approximately 148 acres were being shown. In 1978 we had .8 acres less for a stackyard and 1.2 acres less for house, corral and buildings. My current taxable property is 147 acres. The original deeded property was 160 acres minus waste (Roads). There are roads on 3 sides of the property plus a state highway diagonally through the middle. The road areas add up to approximately 13 acres.

Last September I sold 5 acres to Level III Communications LLC for their Fiber Optic Cable Repeater Station. They said I could still farm the unused portion of the 5 acres they didn't need.

I have used surface water from Raft River one year. It is unknown to me at this time when it was and I can't look it up from here. It seems like it was 1986 or 1987. The water had to come through 2 neighbor's fields to get to my place. That property has all been sold and the new owners have filled in the ditches. Other people downstream have priority water rights over mine so if they want the water, I have to let it go. I can only take water early in the season when the river is high.

Originally my farm was flood irrigated and there was not enough water to cover it. I did install sprinkler pipes to spread the water over all my land. I still am not able to adequately water all in a dry season. However, the rains have helped.

I would like to have license to continue to irrigate the approximate 145 acres with sprinkler lines. I am enclosing a check for \$50.00 for the filing of an enlargement claim from 135 acres to 145 acres as your letter stated. I don't know how the ASCS photos taken in 1987 ever came up with 154 acres.

Thank you for your letter. If you need further information, you can contact me by phone at 814-837-9729 or write to my address at 30 Chestnut Street - Kane, PA. 16735.

We plan to return to Idaho in August 2000.

Sincerely,
Robert S. Hope
Robert S. Hope



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 29, 2000

Robert S. Hope
30 Chestnut Street
Kane, Pa 16735

RE: Snake River Basin Adjudication (SRBA)
Claim Nos.: A43-00111 and A43-02410

Dear Mr. Hope:

I am in the process of finalizing the Water Right recommendations for claims filed in the SRBA. I had a few questions, and so called your phone number and reached Mr. Steve Cordner, who gave me your address in Pennsylvania.

My primary question concerned the number of acres you have been irrigating with groundwater using sprinkler lines. Mr. Cordner told me that the entire farm is irrigated with the well, and as you know, the license that your SRBA claim is based upon is for a total of 135 acres.

It appears from 1976 and 1978 ASCS photos that we have here in the office, that you were irrigating approximately 148 acres then. 1987 ASCS photos indicate approximately 154 acres. When former agent Frank Hitchcock did his preliminary investigation of your claim, he made notes that the surface ditches were removed in 1979 when you added sprinkler lines, and that water from Raft River was no longer available. Mr. Cordner verified that the ditches that once conveyed water from the river were in disrepair.

If you began irrigating more than the licensed 135 acres from groundwater prior to 1987, you may file an enlargement claim for the additional acres. This would enable you to irrigate more than 135 acres in one irrigation season with no increase in diversion rate or volume to that already licensed. This would require that, at the time of the Director's Report to the SRBA Court, it would be advertised that an enlargement of use had been claimed. The cost of filing an enlargement claim would be \$50.00.

The alternative is a recommendation of 135 acres to be irrigated in one irrigation season, within a *permissible place of use* of 154 acres. This would not require any change in your claim or any advertisement, as there would be no enlargement of use, only some flexibility as to the particular 135 acres you wish to irrigate each year. If I don't hear from you, this is how I will recommend your water right.

As you are probably aware, five years of non-use of a water right may cause your right to the water to be forfeited. There may be an issue of forfeiture in regard to your Raft River decreed right. The department hesitates to disallow

any SRBA claim due to non-use, but it is hard to recommend a water right if the method of conveyance has been abandoned for many years. Please let me know what the history of your use of Raft River water has been since you put in the sprinkler lines, or in any case, since the late 1970s.

I'm sorry that I was not able to meet with you. If there are any general issues that develop that may affect your claims, I'll be sure to let you know. I look forward to your reply.

Sincerely,

A handwritten signature in cursive script, appearing to read "Vikie Hancock".

Vikie Hancock
Sr. Water Resource Agent

You Are Invited!

What: Public Meeting about Raft River Diversions

When: 7 PM, June 20, 2000 (Tuesday)

Where: Raft River High School Auditorium
55 N 1st W, Malta

Who: All Raft River water right holders, Any interested public

By: Idaho Department of Water Resources

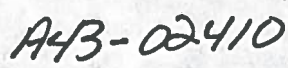
FILE
Dikie

5-30-00

me slope -

The department is sending invitations to all Raft River Decree holders. Yours will go to your address of record in Malta, and I wasn't sure of the forwarding time for mail to Pennsylvania. Note that any interested public may attend & pass info on to you about the night's discussion.

Dikie



ASCS Photo - 1978
148.5 ACRES

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

March 29, 2000

Regarding:

Customer:

A43-00111 and A43-02410

Robert Hope

[illegible]

I called Mr. Hope's number and reached Steve Cordner who is living in the home and running the farm for the claimant. Mr. Hope is temporarily in Pennsylvania on an LDS mission. This is Mr. Cordner's first year running the farm.

I explained the adjudication to Mr. Cordner and told him I had a few questions about Mr. Hope's claim. I asked him if they were currently using sprinkler irrigation from the well on the entire farm. He said they were. I told him that the claim was based upon a license for 135 acres and that the original claim had been filed for 135 acres. I told him that if the entire (approximately) 160 had been under sprinkler since before 1987 Mr. Hope could file an expansion claim on that. If not, the department's recommendation to the court would be that they be limited to 135 acres within the 160 in a single irrigation season.

I inquired as to his use of Raft River water. He said that the ditches were in disrepair and that it would be quite a pain to get the water now. He didn't know when the last time was that the surface water had been used on the farm.

I obtained Mr. Hope's phone number and address and told Mr. Cordner that I would write to the claimant and explain the situation regarding the groundwater irrigation. I also suggested that he call Mr. Hope. I explained what would be needed if Mr. Hope decided to file an expansion claim and the beneficial use documents needed to prove priority prior to 1987.

Hope's address in Pennsylvania:

**30 Chestnut Street
Kane, Pennsylvania 16735
Ph: 814-837-9729**

Steve Corder's address at the Hope house:

2354 Olsen Road
Malta, Id 83342

2410

State of Idaho License and Certificate of Water Right

Water License No. 3-25002

Amount: 1.23 c.f.s.

Water District No.

Priority: June 15, 1950

THIS IS TO CERTIFY that

FRUBEN H. JONES

of Almo, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 11, 1914, that Permit No. 3-25002 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.23 second feet, was issued thereunder on May 29, 1950, showing that said works were completed on the 30 day of April, 1950; and that on the 30 day of April, 1950,

FRUBEN H. JONES

of Almo, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation and stock water use, under Use Permit No. 3-25002 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 6645, on the 29 day of May, 1950;

The right hereby confirmed dates from June 15, 1914.

The Point of Diversion is located

in the NW, 14 SW 14, Sec. 8, Tp. 15S., R. 27 E., B. M. Cassia County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.23 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S	27 E	8	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	35
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	20
			Total number of acres to be irrigated:		135

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

29 day of May, 1950.

42 4410

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

Permit No. G-25002

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

1. Name of applicant Reuben M. Jones

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the NW 1/4 of Section 8 T. 15 S. R. 27 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 20.7' x 16"

h = 30' dd = rock

30 hp. H.S. Motor # 1026008

Layne Bowler Turbine # 21787

Delivery to west thru 8" steel pipe into cone basin.

To short cone pipe line to open ditch to fields by gravity.

5. Water is used for: Irrigation and stock water

6. State whether or not water has been turned into works of diversion: yes

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

SW 1/4; NW 1/4 Section 8, Township 15 South, Range 27 East, B. M.

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

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

Remarks:

Crops are hay & grain

Mr Jones along

This examination was made on the 8 day of May, 1959

(Signed) E. M. Humphrey Examiner.

G25002

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF ENGINEER

PERMIT NO. G-25002

REPORT ON PROOF OF Completion of Works & Beneficial Use

Reuben M. Jones
Almo, Idaho

CONTACT PERSON: _____

PHONE NUMBER: () - -

DATE OF FIELD EXAM 08/10/94

APPOINTMENT MADE: Y() N()

TIME: 1:30 A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES: _____

SEE MAP THAT FOLLOWS FOR FIELD EXAM
NOTES BY FRANK HITCHCOCK - 11/84.

NOTE:

several field exam for license - none vs. what
top/assess records show.

5/6 yrs ago.

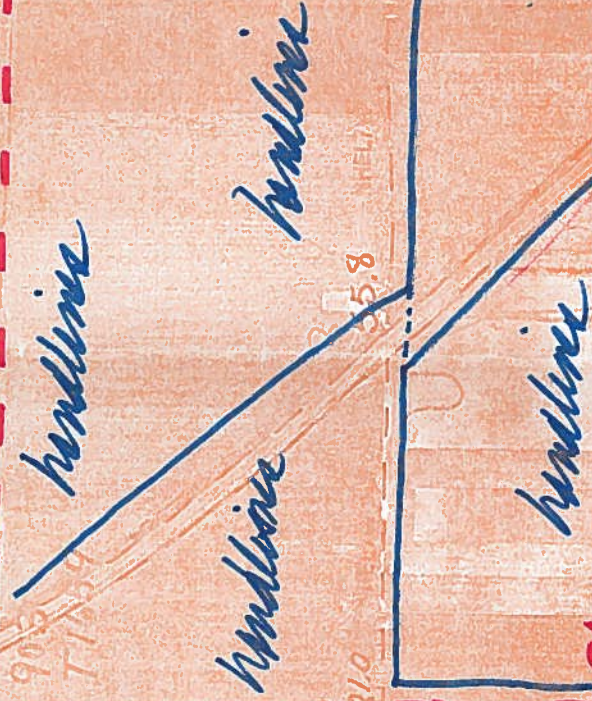
1987.

SD HP

135 AC

Robert Wells last year.

ditch
along this
road filled
in when
Completed 1979
Especially



NOTED:

craps to the handline
on surface mtl.

cut along road - 50 yrs ago - filled in

MULLER,
DICK

STEWART

RICH by
REGIONAL

crucial
line

Water Right Number - 43-02410 Prefix Translation: WATER RIGHT Old (D) Number - 25002
+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
JONES REUBEN M.
1 -
2 -
3 -
City- ALMO State- ID Zip- 83312
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/15/1954 17 SOUTHERN L - LICENSE
+ - - Source - - - - + + - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +
Twn Rng Sec Tract Lot RFlg County + - - - -

15S 27E 8 NW SW (31) CASSIA
+ - - - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume - - - - - +
Code Description Period From Period To 1.930

01 - IRRIGATION
04 - STOCKWATER
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +
1.930

+ - - - - - - - - - - - - - Place of Use - - - - - Description County - - - - - +
Twn Rng Sec Tract Lot Acres Code + - - - -

15S 27E 8 SW NW 35.0 01 IRRIGATION (31) CASSIA
15S 27E 8 SE NW 40.0 01 IRRIGATION (31) CASSIA
15S 27E 8 NE SW 20.0 01 IRRIGATION (31) CASSIA
15S 27E 8 NW SW 40.0 01 IRRIGATION (31) CASSIA
Total Acres: 135.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

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

| | | | | | |
|-------------------|--------------|------------------|--------------|------------------|-----|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 02/26/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 06/28/1979 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | Presumption Flag | - | | - |

R PROOF

CVR

MAPS

PHOTOS

MISC

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