

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: A43-04177A
Date Received: 6/ 5/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BOYD HOSKINS (ISOM)
Address: HC 72 BOX 2350
NAF ID

208-824-5750

83345

AND/OR

Name: AFTON L HOSKINS
Address: HC 72 BOX 2350
NAF ID

208-824-5716

83345

2. Date of Priority: JAN 1, 1926

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	27E	22	SE	SE	SW		CASSIA

5. Description of diverting works:
1 WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.140		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	22	SE	SW		COMMER	
			SE	SW		DOMEST	

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:
43-04175.

14. Remarks:

4-4-2000: OWNERSHIP CHANGE HOSKINS TO HOBSON RESULTED IN A SPLIT WITH HOSKINS RETAINING ALL USE IN SECTION 22, CONVEYING ALL USE IN SECTION 27. COMMERCIAL USE IN SECTION 22 IS MOBILE HOME SPACES FOR UP TO FIVE TRAILERS. ONLY P/D NOW IS WELL IN SECTION 22 PER CONVERSATION WITH HOSKINS 4-3-2000. ACTUAL USE OF EACH COMMERCIAL ESTABLISHMENT YET TO BE DETERMINED. - VH

15. Basis of Claim: BENEFICIAL USE

AJ0749NP
No. 43-04177

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

DATE: 04/04/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SPLIT RIGHT	01/01/1926	COMMERCIAL	01-01 12-31	0.280 CFS	
NA ID NA			DOMESTIC	01-01 12-31	0.040 CFS	
TOTAL DIVERSION:					0.280 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T16S R27E S22
S27

SESESW
NENEMW

CASSIA County
CASSIA County

Place of use Legal Description for: COMMERCIAL

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
16S 27E 22	:	:	:	:
16S 27E 27	:	C	:	C

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
16S 27E 22	:	:	:	:
16S 27E 27	:	D	:	D

POU County: CASSIA

Non-Irrigation Uses: C/RESTAURANT,STORE, DANCE HALL, BEER HALL

Other Rights: 43-04175.

Remarks: GEN 4-4-2000: OWNERSHIP CHANGE RESULTED IN A SPLIT. HOSKINS RETAINED

ALL USES IN SECTION 22, CONVEYED ALL USES IN SECTION 27 TO
HOBSON PER CONVERSATION WITH HOSKINS ON 4-3-2000.
EXACT AMT OF EACH COMMERCIAL USE YET TO BE DETERMINED. - VH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

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 A43-04175, A43-041 JH
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 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 (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 Serv. 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
HLC 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 portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe 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 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
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.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

265286

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

WARRANTY DEED

FOR VALUE RECEIVED, BOYD I. HOSKINS^{Sr.} 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.

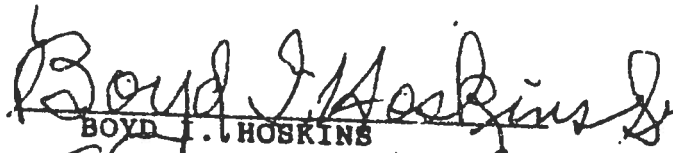
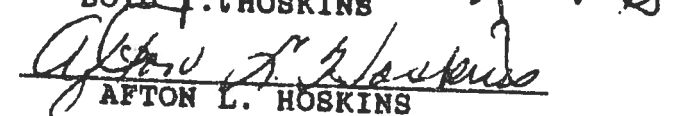
TOGETHER WITH ALL BUILDINGS AND FIXTURES THEREIN.

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

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 the 1st day of October 1999
BETWEEN BRENT HOBSON and TERRY HOBSON, husband and wife,
 whose address is 2402 N. 4275 W. PLAIN CITY, UT. 84404

herein called GRANTOR,

CASSIA COUNTY ABSTRACT COMPANY, LTD., an Idaho corporation, herein called TRUSTEE, and
 OYD I. HOSKINS & APTON 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, State of Idaho, described as follows:

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 immediately 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 indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of **NINETY FOUR THOUSAND**

Dollars (\$ 94,000.00) 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	Grantors	Recording Date	Book	Page
Twin Falls	John W. Thacker and Rena P. Thacker,	October 17, 1958	188	148
Gooding	Verl L. Dixon and Elaine Dixon,	October 22, 1958	82	217
Blaine	Doyle Ray Brewer and Alice Lavern Brewer,	October 26, 1958	84	510
Blaine	Hal R. Donkin and Marjorie P. Donkin,	October 27, 1958	48	491
Blaine	A. B. Crouch and Catherine L. Crouch,	November 3, 1958	188	167
Blaine	Glenn N. Murphy and Jack M. Murphy,	November 21, 1958	84	498

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. KUNZ
 5227 Ridgeway Dr.
 Ogden, UT 84403
 My Commission Expires

FOR RECORDING ONLY

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: A43-04177
Date Received: 6/05/1989
Receipt No: S007508
Received By: R.V. Jk.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOYD HOSKINS (ISOM) 208-824-5750
Address: HC 72, BOX 2350
NAF, ID 83345

AND/OR

Name: AFTON L. HOSKINS 208-824-5716
Address: HC 72, BOX 2350
NAF, ID 83345

2. Date of Priority: JAN 01, 1926

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	27E	22	SE	SE	SW		CASSIA
		27	NE	NE	NW		CASSIA

5. Description of diverting works:
2 WELLS WITH PUMPS CONNECTED AS ONE SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.280		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
C/RESTAURANT, STORE, DANCE HALL, BEER HALL

A43-04177

Page 1

Date: 06/05/89

MICROFILMED
MAR 4 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16S	27E	22	SE		SW		COMMER	
			SE		SW		DOMEST	
		27	NE		NW		COMMER	
			NE		NW		DOMEST	

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:
43-04175.

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): Boyd Harris (TSM) Date: 6-5-89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of June 19 89
Robert V. Horstell
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires 1/16/1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-04177
BOYD HOSKINS (ISOM)
AFTON L. HOSKINS
HC 72, BOX 2350
NAF

ID 83345

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **February 3, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 04 1993

10/02/2000

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

RIGHT NUMBER: 43-4177A

NAME AND ADDRESS: AFTON L HOSKINS
BOYD HOSKINS (ISOM)
HC 72 BOX 2350
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1946

POINT OF DIVERSION: T16S R27E S22 SESESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC 1 HOMES	01-01 12-31	0.04 CFS

PLACE OF USE:

DOMESTIC Within CASSIA County
T16S R27E S22 SESW

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

OWNER
CODE NAME & ADDRESS
C BOYD HOSKINS (ISOM)
C AFTON L HOSKINS

PRIORITY
DATE
01/01/1928

WATER USE
COMMERCIAL B
DOMESTIC A

USE PERIOD
FROM TO
01-01 12-31
01-01 12-31

DIVERSION
RATE
0.28 CFS
0.04 CFS

DIVERSION
VOLUME
0.008 2.14 Aft
0.04 B 2.04 A

1-1-1946

0.28 CFS

0.08 B 2.04 A

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T16S R27E S22
S27

SESESW-A
NENENW-B

CASSIA County
CASSIA County

Place of use Legal Description for: COMMERCIAL

NE

NW

SW

SE

T R S : Lt Ac Lt Ac Lt Ac Lt Ac

NE NE NE NE NE NE NE NE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

NW NW NW NW NW NW NW NW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SW SW SW SW SW SW SW SW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SE SE SE SE SE SE SE SE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

16S 27E 22 :
16S 27E 27 :

NE NE NE NE NE NE NE NE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

NW NW NW NW NW NW NW NW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SW SW SW SW SW SW SW SW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SE SE SE SE SE SE SE SE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

Place of use Legal Description for: DOMESTIC

NE

NW

SW

SE

T R S : Lt Ac Lt Ac Lt Ac Lt Ac

NE NE NE NE NE NE NE NE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

NW NW NW NW NW NW NW NW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SW SW SW SW SW SW SW SW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SE SE SE SE SE SE SE SE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

16S 27E 22 :
16S 27E 27 :

NE NE NE NE NE NE NE NE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

NW NW NW NW NW NW NW NW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SW SW SW SW SW SW SW SW
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

SE SE SE SE SE SE SE SE
Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac

POU County: CASSIA

Comments

Non-Irrigation Uses: C/RESTAURANT, STORE, DANCE HALL, BEER HALL
Other Rights: 43-04175.

Dates: Exam Made Date:

Verified Date: 03/07/1986

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

part B

1-1-1946

comm 0.08 gfs 2.14 Aft

POU NE NE NW sec 27

POU SE NW sec 27

part A

1-1-1946

.04 gfs Domestic

POU sec 22 SESESW

POU SE SW sec 22

Hancock, Vikie

From: King, Scott
Sent: Wednesday, September 06, 2000 12:53 PM
To: Hancock, Vikie
Subject: A43-04175, -04177 Naf Wells

Hi Vikie,

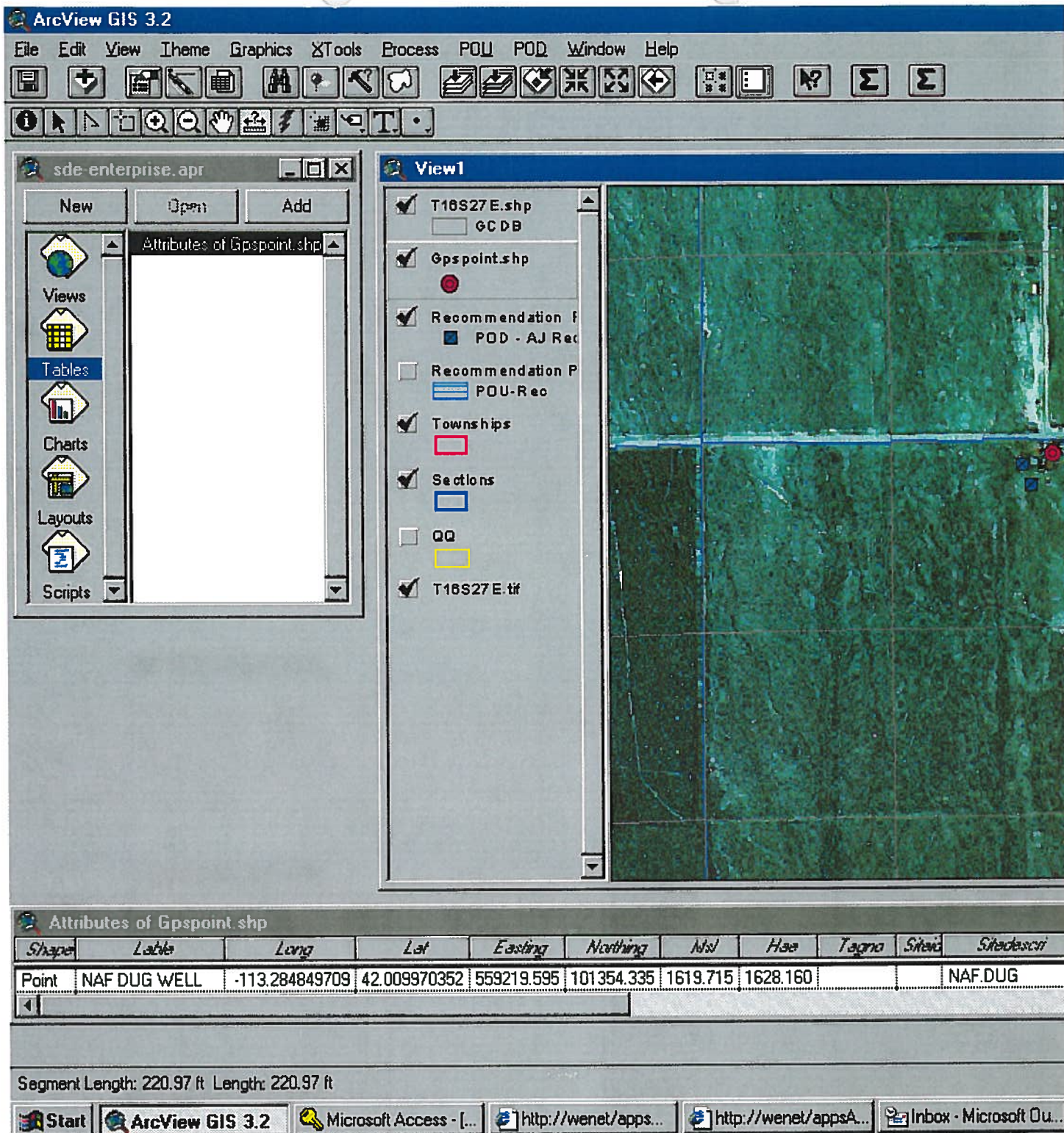
I'm working through the wells we visited this summer, designating the POD in SDE using the GPS data we collected. Nearly every claim I've hit so far hasn't had a POD shape made yet, so no problems.

However, for the Naf well(s), I see in ArcView that two POD shapes exist, both a couple-hundred feet or so southwest of the well Cindy and I visited. In the screen capture below, the red dot is the location of the POD that we gps'd. We visited the very old, hand-dug well, about 4' in diameter, located in a small shed behind the main store. This is the original well (from what Mr. Hobson told us) that used to supply everything, but now is only used for irrigation. There is also another newer well that supplies the culinary water to the store. We did not observe this other well (got caught up in trying to measure water depth in the hand-dug well).

The two blue squares are the PODs already created in SDE/ArcView. Should either one of these be "moved" to the red dot? If so, please let me know and I'll be happy to do it.

By the way, the claim for one of these (47-04711) states that it is in section 22, which would be north of the road. We didn't visit anything north of the road.

Thanks,
Scott



RECOMMENDATION NOTES

From: Vikie Hancock

9/8/00

Regarding: Claim 43-04177A Hoskins
Claim 43-04177B Hobson

Each of the above claims is a portion of claim 43-04177, based upon a statutory claim of the same number filed by Boyd Hoskins in 1983. It represents what Mr. Hoskins claims is an increase in commercial and domestic use beginning in 1926, over what was originally developed in 1896. Mr. Hoskins claims that a second well was drilled at the Naf store in that year to supplement the water produced by the original well that was hand dug. Hoskins owned the property for 20 years and sold to Hobson in 1999.

I believe that it is more likely that the increase in commercial use began closer to the 1946 date that Mr. Hoskins says the new brick store building was built. Mr. Bud Tracy, of Raft River Electric, gave a ballpark year of 1950 as the date electric service was extended to Naf. It would be logical to conclude that when electricity was available, improvements were made to the businesses that would include better plumbing facilities, and that better diversion works would have been installed in the wells. It is also possible that this is when the second well was drilled. There is no information in IDWR files associated with any wells at the store. A local well-driller did not have any information about them, and Mr. Hoskins thought it was 1926. Based on the information at hand, I believe a reasonable priority date is 1946.

The place of use for commercial and domestic for this claim needs some explanation. The original statutory claim asserted a place of use for commercial and domestic in both section 27 (south of Strevell Road) and in section 22 (north of Strevell Road). Upon questioning, Mr. Hoskins said that the commercial use in section 27 was for the Naf Mercantile, and beer/dancehall. He said the commercial use in section 22 was for 8 mobile home spaces in a park he put in there around 1980. It must be noted that Mr. Hoskins also had a well drilled with a domestic drilling permit in section 22 in 1981. If the date of development of this commercial right is 1926, 1946, or any time prior to 1963, and if there was no transfer of commercial use from section 27 to section 22 - which would have to be evidenced by a decrease of use at one or all of the three businesses in Naf, - the only place of use with a commercial water right is in section 27. Mr. Hoskins admitted that there was not enough water produced by the two wells south of the road to supply the existing uses plus his mobile home park, which is why he drilled the well in section 22. Since an application for permit for commercial use would not have been approved at the time he developed the mobile home park, he has filed a Part B Domestic claim, 43-11238, for the park with a priority date of 1981.

From my conversations with Hoskins, the domestic use represented by this claim is his residence in section 22. He said that the wells on the south side of the road were piped to the north side of the road and provided for stockwater and domestic uses there for some years prior to 1981. The south and north wells have recently been disconnected from one another due to the sale of the Naf Store. Based on that information, I believe there could be a domestic right for water in section 22 with a 1946 priority date. The only domestic use on the south side of the road is the home associated with the Naf store, and is included in claim 43-04175 with an 1896 priority date. The only point of diversion for commercial (B portion) is in section 27. The only point of diversion for domestic, (A portion), is in section 22.

The diversion rate for commercial was claimed at .28 cfs. There is no documentation in the file as to why that number was chosen, but Mr. Hoskins may have been wanting to include water for his mobile home park, since he claimed commercial use in section 22. Calculations of volume based upon information from both Boyd and Pat Hoskins and Brent Hobson indicate that a maximum volume of 2.18 afa would be needed at the businesses in Naf. Based on the busiest day of the week, which would be a Saturday, a diversion rate of .021 cfs for 12 hours would supply the needed gallons per day. However, to make sure that peak demand is not limited, a diversion rate equal to three households, or .08 cfs per IDWR guidelines, might be recommended, with a diversion volume limited to 2.18 afa.

Distribution of Water Rights Boyd Hoskins / Brent Hobson

1911 43-286C Clear Creek 1.20 cfs 100 ac
└── 3.2 cfs 87 ac Recommended ──┘
286D Hoskins 1.9 cfs 51 ac 286E Hobson 1.3 cfs 36 ac

1896 43-4175 G.W. 0.22 cfs 10 ac
IRRIGATION 10 ac .22 cfs
COMMERCIAL .22 cfs
DOMESTIC .06 cfs
└── Recommendation ──┘
1896 43-4175 GW Brent Hobson .07 5 ac
IRR .07 5 acres
COMM .02 1.09 AFA
DOM .02

1926 43-4177 GW .28 cfs
COMMERCIAL .28
DOMESTIC .04
└──┬──┘
1946 43-4177A Hoskins 1946 43-4177B Hobson
PART A DOMESTIC .04 cfs COMMERCIAL .06
 1.09 afa
 └──┘
1981 43-11238 Hoskins
PART B DOMESTIC .04



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 25, 2000

Boyd Hoskins
HC 72 Box 2350
Malta, Idaho 83342

RE: Snake River Basin Adjudication (SRBA)
New Domestic Claim for mobile home park

Dear Boyd,

I have to return your claim and check for one minor detail. You must complete question 6 by claiming a diversion amount (see red arrow on claim form and see below). I also wanted to clarify the reason that you needed to file this domestic claim, and the limits that will be applied to it.

First of all, I apologize for not completely understanding your question during our phone conversation the other day, and for not doing a better job of outlining your irrigation and domestic claims to you. From some of your entries on the new claim we received July 24th, I think I may need to describe the water rights you have filed.

You currently have two claims in the Adjudication. 43-00286D is for irrigation from Clear Creek that can be used to irrigate 34 acres in section 22 and 17 acres in section 27. As you know, that claim was already investigated and recommended by Doug Jones.

You also have a portion of claim 43-04177 that was split between you and Brent Hobson into parts A and B. 43-04177 was originally filed for domestic, stockwater and commercial uses in sections 22 and 27 with a priority date of 1926. From our conversations, it was determined that the commercial use was for the store, dancehall and beerhall on the south side of the road in section 27, therefore, Hobson's portion of the right, 43-04177B, is for commercial and domestic uses in section 27. Your remaining portion of the right, 43-04177A, is for domestic and stockwater on the north side of the road in section 22. This right gives you 13,000 gallons per day for your residence, irrigation of one half acre and stockwater, with a priority date of 1926. This is the right I thought you were asking about on the phone, when you mentioned the 100 new trees that you planted.

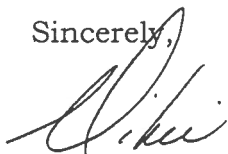
During that conversation, I should have reminded you that the new claim you were about to file, with a priority date of 1981, was a domestic claim you needed for water use at your mobile home park only, and that it will be assigned a completely new number. This claim will be limited to a diversion rate of 0.04 cfs and 2500 gallons per day, and would not include stockwater, as that use is included in your portion of 43-04177A outlined above. I am sending

you a copy of the definitions of Domestic Use, as passed by the Idaho Legislature. As you can see, paragraph B allows the Department to include mobile home parks under the domestic use umbrella, but with a limitation on the daily volume and diversion rate. You can use this guideline when you complete question 6 at the red arrow. Paragraph A defines water use associated with domestic residences, and I will follow those guidelines when I recommend your domestic and stockwater uses for claim 43-04177A.

After you complete and return the enclosed Notice of Claim form, you will have (1) a domestic claim for 13,000 gallons per day for use at your residence, (2) a domestic claim for 2500 gallons per day for use at the mobile home park, and (3) your irrigation right for 1.9 cfs from Clear Creek. I know that you are concerned that these claims will not give you rights for enough water to do all you planned at your residence and mobile home park. If they restrict you in some way, it is because you wished to develop an additional use of ground water after the date that all development of ground water was closed in your area.

You always have the option of applying for a transfer of water with our water allocations bureau, but it is complicated by the fact that you are in a critical ground water area. I feel that I have done what I can to protect your historical water uses in the Adjudication, but don't hesitate to follow legal channels if you think that I am wrong in my determination. Meanwhile, I've enclosed a pre-addressed envelope for your use in returning the Notice of Claim and check for \$25.00, and I hope your health continues to improve.

Sincerely,

A handwritten signature in dark ink, appearing to read 'V. Hancock', written over the word 'Sincerely,'.

Vikie Hancock

Sr. Water Resource Agent

NOTE TO FILE

From: Vikie Hancock

5/11/00

Regarding: Claim number A43-04177A

Mr. and Mrs. Boyd Hoskins came into the office this date to provide information on the commercial use of water at the Naf Store and also to submit proof of beneficial use in the form of historical photos and an affidavit.

The Hoskins recently sold the store, but owned the property for 20 years. Along with the business and property in the NW ¼ of section 27, they also owned, and still own, property in the SW ¼ of section 22, directly across Strevell Road from the Naf Store. Until 1981, the two wells on the south side of Strevell Road – one hand dug well claimed with a priority of 1896, and one drilled well claimed with a priority date of 1926 - provided all the water for commercial use at the business and for domestic/stockwater use on the north and south sides of the road. In 1981 a new well was drilled in section 22, on the north side of the road. This new well was needed because Mr. Hoskins constructed 8 spaces for mobile homes on the north side, and the two wells located at the store did not produce enough water. The drilling permit was for domestic use. All three wells were then tied together.

In Statutory Claim 43-04177 filed in 1983, Mr. Hoskins claimed the 1926 well and the 1981 well for commercial and domestic use in both sections 22 (north side) and 27 (south side), with a priority date of 1926. He listed restaurant, bar, store and dancehall as the commercial uses, however these are all located in section 27. During our meeting, Mr. Hoskins identified the commercial use in section 22 as the mobile homes spaces he rents out.

As the Hoskins property is located within the Raft River Critical Groundwater Area, additional water for commercial uses would not have been approved in 1981, and there is no claim that other uses of groundwater were discontinued to allow for a transfer of commercial use to Mr. Hoskins property in section 22. It also seems clear, that neither the well dug in 1896 nor the well drilled in 1926 supplied adequate water to fulfill the increased needs in section 22. Therefore, on the north side of the road, a priority date of 1926 would only be valid for, and limited to, stockwater and domestic use at the current Hoskins residence in section 22.

A water right for domestic use, limited to 2500 gpd under definition B, could be filed by Mr. Hoskins for providing water to the mobile home park, and would seem to be an adequate supply for 8 spaces. A priority date of 1981 can be proven with the drilling permit already on file.

RURAL RESIDENCE USES PER IDWR GUIDELINES:

Residence – each person = 60 gpd

8 mobile homes X 4 people = 32 X 60gpd = 1920 gpd.

NOTE TO FILE

From: Vikie Hancock

5/11/00

Regarding: Claim numbers A43-04175 & A43-04177B

Mr. and Mrs. Boyd Hoskins came into the office this date to provide information on the commercial use of water at the Naf Store and also to submit proof of beneficial use in the form of historical photos and an affidavit.

The Hoskins recently sold the store, but owned the property for 20 years and have more information regarding water use than the current owner of record, Brent Hobson. I asked them if they could provide answers to the questions I had sent to the Hobsons on April 5th, since I had received no reply from my letter.

- Mr. and Mrs. Hoskins told me that the store and restaurant were both located in the store building and there was one bathroom that contained a shower. They allowed patrons to use the shower when there was such a request. The dancehall and bar shared a separate building (bar in basement, dancehall on main floor). There were two restrooms in the building, men's and women's.
- For most of the 19 years the Hoskins owned the business – up until the last year or two – the store and restaurant were open 7 days a week. The dancehall was used for various functions including dances, meetings, quilting, weddings, pool tournaments, and was open approximately 200 days per year.
- On a Saturday night in the summer 200+ people would attend the dances. The restaurant contained three tables and an 8 stool counter. They estimated that, on average, 85 customers were served per day during their busy season.

According to the Hoskins, the Naf store and post office building, and the house located next to the store, were built by John Naf. The house and business were later owned by the Anderson family, and Raymond Anderson, now aged 80 years, was born in the house. Mr. Hoskins talked to a Mr. Clix Swaner, 101 years old, of Ogden, who lived in Naf as a child and remembered the store and post office. The affidavit from Ada Kempton Ospital, submitted today, dates the store to at least 1912. The original well used at the store was dug by hand and a windmill was used to pump the water. A second well was drilled in approximately 1926. The original store was moved to the north side of Strevell Road in 1946

and a new brick store built. Electricity came to Naf about this time. The store and dancehall were owned by Mary Fredrickson Iverson for many years. The Hoskins purchased the business from her, and she is the one that told them the business first started in 1896.

The old dug well still produces enough to use in the house and yard next to the store. The well drilled in approximately 1926 provided water to the rest of the business and contributed to the domestic uses on both sides of the road until October of 1999. Since the ownership change, it is used exclusively on the south side of the road. If we assume that the new well was drilled in 1926 in response to increased water needs at the store, it may be that the commercial use for the dancehall began then.

There have been no measurements of the water use.

COMMERCIAL WATER USES PER IDWR GUIDELINES:

Store - with restroom: 400 gpd

Restaurant - 10 gpd per patron

10 X 85 = 850 gpd

Store and Restaurant = 1250 gpd X 365 days = 465,250

325,850 = 1.4 afa

Dancehall and Bar - 12 gpd per patron

12 X 200 = 2400 gpd X 52 (Saturday nights) = 124,500

325,850 = .38 afa

12 X 75 = 900 gpd X 148 (other day/nights) = 133,200

325,850 = .40 afa

Total = 0.78 afa

TOTAL COMMERCIAL USE = 2.18 AFA



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

April 5, 2000

Boyd I. Hoskins
HC 72 Box 2350
Naf, Idaho 83345

RE: Snake River Basin Adjudication (SRBA)
Claim Number(s): A43-04177A, 43-00286D
Change of Ownership Notification

Dear Mr Hoskins:

We received information March 16, 2000 from Brent Hobson to change the ownership of a portion of the irrigation claim on Clear Creek, a portion of claim A43-04177 for groundwater and all of claim A43-04175 for groundwater use at the Naf Store and associated buildings. Please carefully review the documents enclosed, which represent your remaining portion of claim A43-04177 and decreed right 43-00286C. As you know, the base irrigation claim on Clear Creek has already been recommended to the SRBA Court, and the enclosed claim 43-00286D represents your portion of that right as reported.

After our conversation on April 3rd, I did look through our records here at the office and found no documents that prove, even circumstantially, the date when water was first put to commercial use at the Naf Store. I am enclosing a copy of the letter that I sent to the Hobsons, in which I outline some sources they may investigate to find evidence of when the store, restaurant and dancehall were first established. You may know of some other places to look.

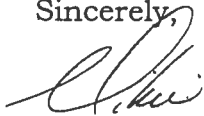
You'll notice that I also asked the Hobson's some questions about the buildings that will help me determine how much water the business uses commercially. I thought you may be able to help them with the past number of patrons served, etc.

Regarding your own portion of the commercial claim for use on the north side of the road in section 22, I want to make sure that I have the information correct, so please contact me if you have corrections. The drilling permit for the 1980 well in section 22, on the north side of Strevell Road, lists the use as domestic. I understood from our conversation on Monday that that well was at one time combined in one system with the well drilled (not dug) on the south side of the road. These two wells are no longer combined, and all the water used for domestic and commercial north of the road is now diverted from the well in section 22. The only commercial use identified on the 1983 statutory claim was "store, dancehall, beerhall and restaurant", which are all on the

south side. Nothing specific was identified for the commercial use claimed on the 1989 adjudication claim, but you stated on the phone that you have had up to five mobile homes on spaces you owned and rented across Strevell road from the store. If this is the commercial use that you are claiming, you need to provide me with some documentation of when you first began providing water to mobile home rental spaces there. If you did not rent mobile home spaces before 1980, you need to provide information about when you brought water across Strevell Road from the well on the south side, and/or combined the wells on the south and north sides of the road, as the new well you drilled in 1980 was only authorized for domestic use. Records of rental income you may have kept, or records of the installation of water lines to the spaces are a possibility.

As I informed the Hobsons, by department policy I cannot recommend claims based upon statutory claims for beneficial use without some documentation of the water actually being put to that use, and substantiation of the date you claim. If you can't document the date you first began to use the water commercially, please provide me with evidence of the earliest date you have. And be sure to let me know if there is anything I can help you with, so that we can avoid your having to drive all the way to Twin.

Sincerely,

A handwritten signature in dark ink, appearing to read 'V. Hancock', written over the word 'Sincerely,'.

Vikie Hancock
Sr. Water Resource Agent

Boyd Hoskins

A43-04177

Split claims. He retains all of right used in Section 22. Conveys all of right in Section 27 to Hobson. Wells no longer combined. Hobson has no use of p/d in Section 22. Hoskins no use of p/d in Section 27.

Per conversation with Hoskins 4-3-2000:

— Section 22 —

1) Commercial Use = 2 to 5 mobile home he rents space for in "park".

2) Domestic use = his residence

— Section 27

1) Commercial Use = Store, Restaurant Bar & Dancehall

2) Domestic Use - Hobson Residence

A Record 43-04177 com = .28
Dom = .04

A portion Hoskins

B portion Hobson

Commercial 0.14 cfs
Domestic 0.02 cfs

Commercial 0.14 cfs
Domestic 0.02 cfs

NA 4-3-2000

Water Right Number - R43-04177A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
HOSKINS (150M)

BOYD

1 - HC 72 BOX 2350
2 -
3 -

State- ID Zip- 83345

HOSKINS

AFTON L

City- NAF
Phone - 208-824-5750
1 - HC 72 BOX 2350
2 -
3 -
City- NAF
Phone - 208-824-5716

State- ID Zip- 83345

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1926 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
16S 27E 22 SE SE SW (31) CASSIA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
10 - COMMERCIAL 01/01 12/31 0.140
43 - DOMESTIC 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.140 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
16S 27E 22 SE SW 10 COMMERCIAL (31) CASSIA
16S 27E 22 SE SW 43 DOMESTIC (31) CASSIA
Total Acres:

+ - - Diversion Means - 1 WELL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 43-04175.

+ - - - - Remarks - - - - - +
EXP C/RESTAURANT,STORE, DANCE HALL, BEER HALL

Water right number - R43-04177A

Prefix translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - -
+ - - - - Old Water Right Numbers - - - - -
+ - - - - No Old Water Right Numbers Found+ - - - - Conditions of Approval - - - - -
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.+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - - +
00/00/0000+ - - - - Comments - - - - -
Date: 04/04/2000 User Id: VHANCOCK Subject: OWNERSHIP CHANGE/ SPLIT
ACCORDING TO CONVERSATION WITH HOSKINS 4-3-2000: COMMERCIAL USE IN SECTION 22 IS SPACE FOR UP TO 5 MOBILE HOMES. DOMESTIC USE IS
HOSKINS RESIDENCE.+ - - Audit fields - - +
04/04/00 VHANCOCK+ - - - - 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 - 06/05/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - X777777 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND Presumption Flag -
Notice of Error Flag -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Boyd Haskins
Address Nay Idaho
Owner's Permit No. _____

7. WATER LEVEL

Static water level 28 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ OF. Quality _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☒ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>50</u>	<u>62</u>	<u>13</u>

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
<u>8</u>	<u>0</u>	<u>3</u>	<u>Top soil</u>		
	<u>3</u>	<u>34</u>	<u>Cobble & clay white water seeps</u>		
	<u>34</u>	<u>56</u>	<u>Cobble & dark brown clay</u>		
	<u>56</u>	<u>88</u>	<u>Gravel & clay light brown</u>		
	<u>88</u>	<u>92</u>	<u>Light brown clay and gravel</u>		
	<u>92</u>	<u>107</u>	<u>Gravel & light brown clay</u>		
	<u>107</u>	<u>120</u>	<u>Gravel</u>		

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>250</u> inches	<u>8</u> inches	<u>0</u> feet	<u>80</u> feet
<u>322</u> inches	<u>8</u> inches	<u>80</u> feet	<u>120</u> feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☒ Yes ☐ No

How perforated? ☒ Factory ☒ Knife ☐ Torch

Size of perforation 1/8 inches by 3 inches

Number	From	To
<u>480</u> perforations	<u>80</u> feet	<u>120</u> feet
<u>400</u> perforations	<u>20</u> feet	<u>80</u> feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☐ Cement grout

☒ Puddling clay ☒ Well cuttings

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing

☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld

☐ Cemented between strata

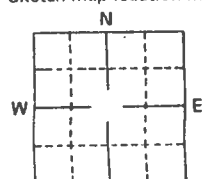
Describe access port Well cap

10.

Work started 8-20-81 finished 9-4-81

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Cassia

SE 1/4 SE 1/4 Sec. 22 T. 16 N/S, R. 27 E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Paul Chesley Drill Co. Firm No. 220

Address 1700 0th St. Date 9-6-81

Signed by (Firm Official) Paul Chesley

and

(Operator) Paul Chesley

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

April 3, 2000

Regarding:

Customer:

A43-04175 and -04177

Boyd Hoskins/Brent Hobson

[illegible]

I called the number we had on file for the above rights and reached the Naf Store. I learned that Brent and Terry Hobson purchased the store, restaurant and dancehall from Hoskins in October 1999. The store and beer hall is open on weekends until summer when it will be open full time. The dancehall will not be open at all until summer. The dancehall is in a separate building but is located close to the store. Hobson did not purchase anything on the north side of Strevell Rd in section 22, only purchased property in the NW ¼ of section 27. Brent Hobson said they had sent in a change of ownership on an irrigation right.

I located the change of ownership that had been submitted March 16 2000 for A43-00286C from Clear Creek. There appears to be enough evidence submitted to change ownership of the above claims, however 43-04177, as well as 43-00286C, will have to be split.

After my conversation with Hobson, Boyd Hoskins called me back. He was (and to some extent still is) under the impression that he had sent in everything he needed for proof of beneficial use and priority. I told him that there was nothing in the file, but that I would look elsewhere. I looked in his Clear Creek file 43-00286C and the microfiche for both stat claims and found nothing but the original filings. I then went to the Twin Falls Public Library and researched the volume of Cassia County history put out by the Daughters of the Utah Pioneers. There was nothing in there about the Naf Store that I could use to verify the date that water use began there. Mr. Hoskins claims that the first store was a log cabin and the first well was a hand dug well done in approximately 1896. It is located on the south side of the road and is still functioning. Another drilled well, also on the south side of the road, was drilled in about 1926, he thought. It was owned by Mary Iverson, who was married to a Fredrickson at the time. He purchased the store from Iverson.

I asked him about the commercial use claimed on the north side of Strevell Road in section 22. He said that there were 5 mobile homes in a small park there when he filed the claim and now there are two. His residence is also there on the north side. He said the well that serves the north side of the road was drilled in 1980, and that Hobson does not own any portion of water from that well. I found that drilling record in our files. He specifically said that Hobson has the dug well and the 1926 drilled well on the south side, and that he had the 1980 well on the north side. He said he had a "permit" to irrigate

10 acres on the north side but had never done it. I found no additional water rights, permits, or AJ claims under Hoskins. Note that the 10 acres of irrigation claimed on 43-04175 is shown on the south side of the road in section 27 on the original statutory claim map. He does have water from Clear Creek to irrigate 34 acres in section 22.

Mr. Hoskins told me to get in touch with him if I determined that there was something more I needed for the claims. He gave me his home phone number in **Ogden Utah: 801-392-6433** and the phone number at the ranch in **Naf: 824-5716**. He also said he may be reached at Hoskins' Plumbing and Heating in Ogden as he goes into the office about once a week.



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

Boyd Hoskins
Afton Hoskins
HC 72 Box 2350
Naf, Idaho 83345

RE: Snake River Basin Adjudication (SRBA)
Claim Nos.: A43-04175, A43-04177

Dear Mr. Hoskins:

I am in the final stages of recommending water right claims filed in the SRBA. Based upon the information in our files at this time, I will have to disallow the above two claims for Irrigation and Commercial use at Naf.

Claims for irrigation and commercial uses based upon beneficial use require documentation proving the date water was first put to use. They also require information about the amount of water that has historically been put to use. Several letters sent to you from the Department requesting this information have not been responded to, and I am speculating that it is because water is no longer being used for those purposes at the store, restaurant and dance hall.

If there is still domestic use of water at the site, these two claims may be recommended for domestic use only, however I am confused as to whether there are a total of two or three functioning wells. Please contact me so that I can accurately present these two claims to the SRBA Court. Baring any further information from you which proves some use of water at the site, I will have no choice but to completely disallow both claims.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent

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 HOSKINS (150M)
(Name of Claimant)
NAF, IDAHO 83345 Telephone No. 824-5716
(Mailing Address) (Zip Code)

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) 1926
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)
groundwater tributary to ✓
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

		(Both dates inclusive)	
(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>0.28 cfs</u>	Use <u>Commercial</u>	Period of Use From <u>JAN 1</u>	To <u>Dec 31</u>
Quantity <u>0.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>"</u>	To <u>"</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 0.28 cfs TOTAL QUANTITY USED.
(cfs, af)
- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 27 Twp. 16S Rge. 27E B.M., County of CASSIA
Additional points of diversion: SE 1/4 SW 1/4, Sec 22 T16S R27E
- 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.
(2) wells w/ motor & pumps.
- (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.

[illegible]

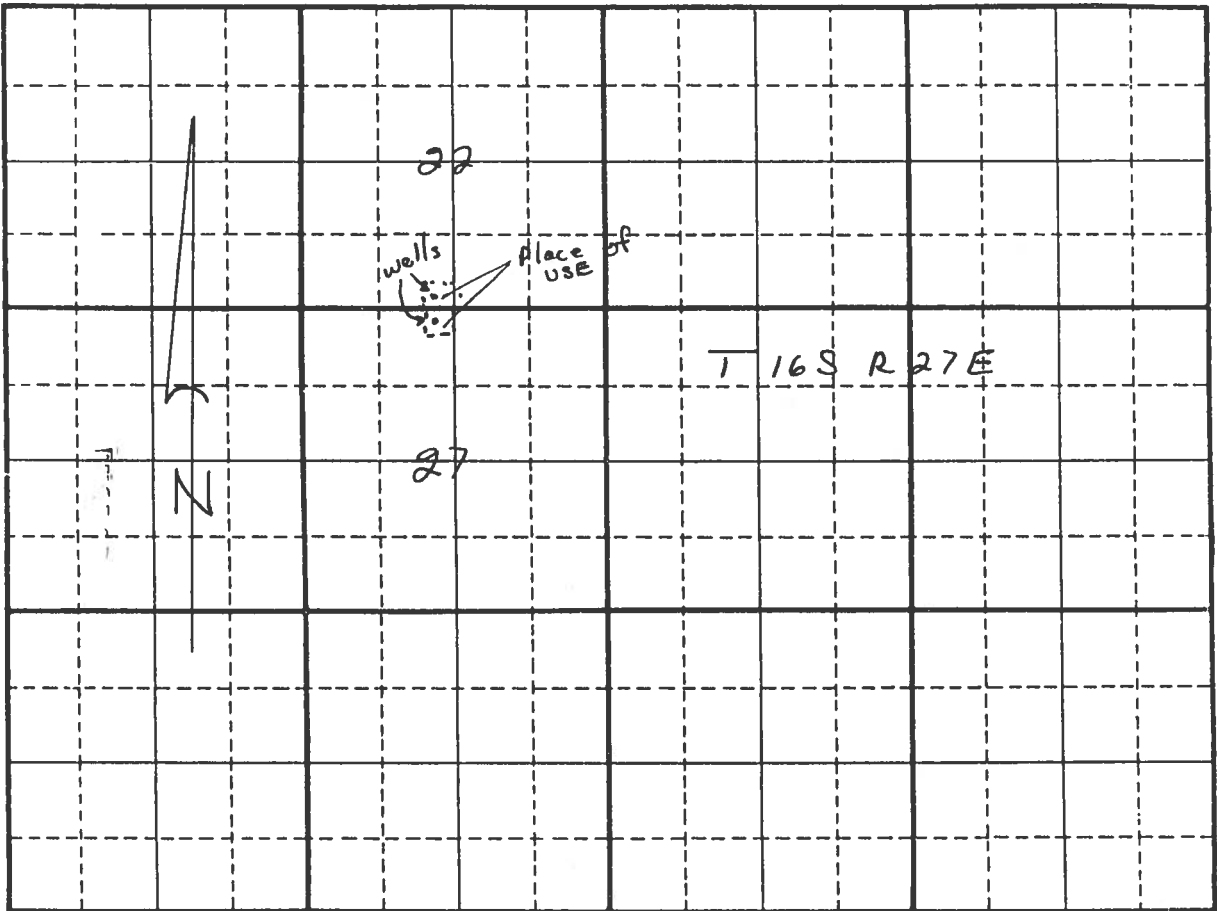
No. of acres _____

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: RESTAURANT, STORE, DANCE HALL, BEER HALL

NOTE: Include here the type and number of stock watered:

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

(B) Remarks _____



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 Lincoln) 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.

Boyd J. Hopkins
(Claimant)

Sworn to before me this 21 day of June, 1983.

Mary A. Newby
Notary Public
Residing at Shelburne, VT 05482

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>SL</u>	Date <u>6-15-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>gsc</u>	Date <u>6-21-83</u>	<u># 30346</u>	claimant by:	
\$30.00 fee received by <u>Madeline</u>	Date <u>6-21-83</u>			
Published in <u>Southwest</u>				
Dates <u>7/15/83</u>				