

03/12/2009

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

RIGHT NUMBER: 2-2407

NAME AND ADDRESS: IRREVOCABLE TRUST OF RYAN L MC CARTHY
MICHAEL J MC CARTHY TRUSTEE
PO BOX 6683
KETCHUM ID 83340

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.320 CFS

PRIORITY DATE: 12/17/1965

POINT OF
DIVERSION:

T06S R08E S2 NENWSW Lot 5 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.320 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION in ELMORE County

T06S R08E S02	SWNW	6.00	T06S R08E S02	SENW	9.00
T06S R08E S02 Lot 5 NWSW		13.00			

28 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 2-2407, 2-10216, AND 2-10217.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2407 V1

WATER RIGHT NUMBER: 2-2407 V1

Owner Type

Current Owner

Name and Address

WES LEE W HOALST
385 MONTVUE DR
MERIDIAN, ID 83642
(208)888-1455

Priority Date: 12/17/1965

Basis: License

Status: Active

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.320 CFS

Annual VolumeTotal Diversion:

0.320 CFS

Location of Point(s) of Diversion

SNAKE RIVER

L5 (NE1/4NW1/4SW1/4)

Sec. 2, Twp 06S, Rge 08E, B.M.

ELMORE County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06S	08E	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	28.0
									6.0	9.0			13.0						
											?		5						

Total Acres: 28

ACRES (PART L.5)
IN GIS POLY

Conditions of Approval:

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.
2. S40 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 2-2407, 2-10216, AND 2-10217.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2407 V1

Comments:

1. sking 7/15/2003 POU

Comment: Prepared recommendation to include all of Elmore parcel RP00061028001C and the southern portion of RP00061027001A (2-10216 covers the northern portion of this parcel).

Water Supply Bank:

Idaho Department of Water Resources

Claim Number: 02-02407

Legal: T06S, R08E, S2

Reviewed By:



Point of Diversion



Place of Use

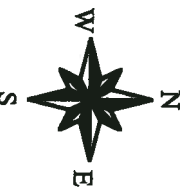
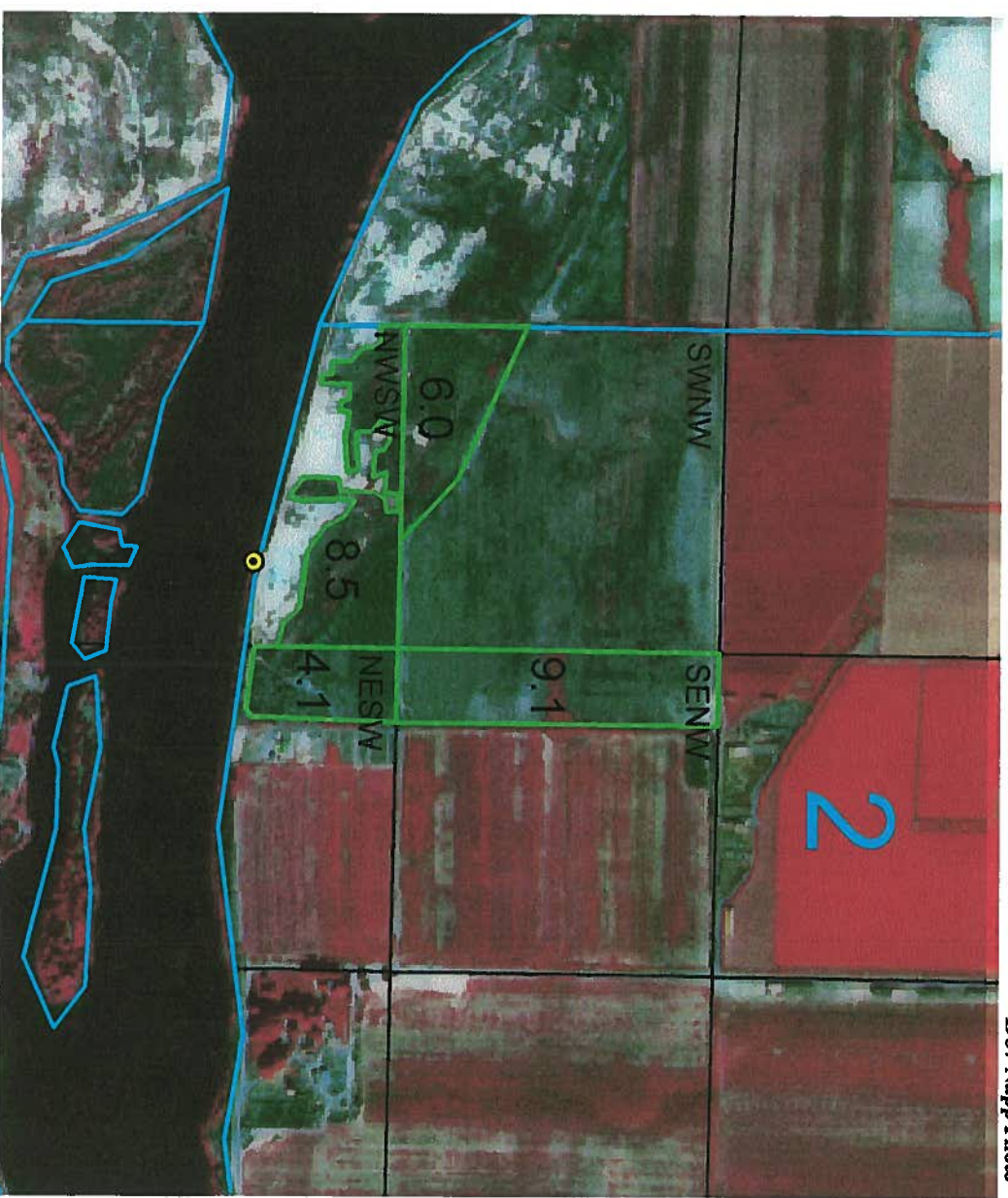


Section Lines



Quarter Quarter Lines

1987 Napp Photo



07/15/2003

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

RIGHT NUMBER: 2-2407

NAME AND ADDRESS: WES LEE W HOALST
385 MONTVUE DR
MERIDIAN ID 83642

Hoalst has sold to McCarthy

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.320 CFS

PRIORITY DATE: 12/17/1965

POINT OF DIVERSION:

T06S R08E S2 NENSW Lot 5 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.320 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ELMORE County

T06S R08E S02	SWNW	6.0	T06S R08E S02	SENW	9.0
T06S R08E S02 Lot 5 NWSW		13.0			

28 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 2-2407, 2-10216, AND 2-10217.

*SENW
~~SWNW~~, TAX 5, BLK 28 & 35 (9 AC) FRUITLAND SUBD.*

SWNW, portion of Lots 1-5, BLK 27 (6 AC)

Govt. L 5, NWSW, portion of Lots 1-5, BLK 27 (13 AC)

Water Right 2-2407

Idaho Department of Water Resources

Place of Use Layout 2-2407

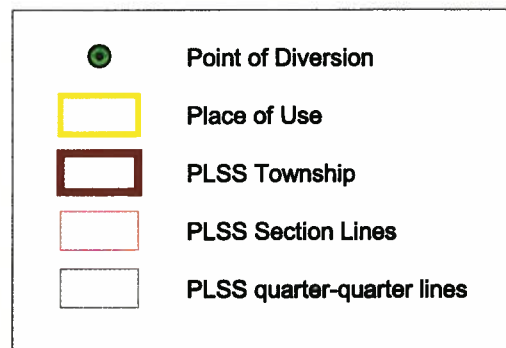


0 0.25 0.5 Miles

Township 6S Range 8E Section 2



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: July 15 2003



Idaho Department of Water Resources

Claim Number: 02-02407

Legal: T06S, R08E, S2

Reviewed By:



Point of Diversion



Place of Use



Section Lines

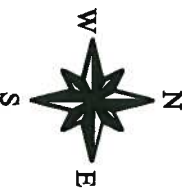


Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 Miles



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 62-02407

Date: 6-14-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	605	8E	2							6	10	-5	-5							28
-GIS										6	9.1	4.1	8.5							27.7
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				

Number of POD's 1

Total Claimed Acres: 28

Overlapping POU Claim #'s:

Total GIS Acres: 27.7

COMMENTS:

POU per app. for transfer map

POD per claim map.

JUL 18 1983

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Wes Lee Hoalst Phone 888-1375Post Office address 385 Montvue Dr., Meridian, ID 83642

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
 in case of _____ vs _____
 dated in _____ in _____ county of _____
 (Name of court)

b. License No. 02-2407 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Snake River tributary to Columbia River

4. Date of priority 12/17/1965

5. Water is used for the following purposes:

amount .32 for Irrigation purposes from 4/1 to 10/31
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (month/day — both dates inclusive)

6. Total amount of water under right: a. .32 cubic feet per second
 &/or
 b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3
 Township 6S Range 8E, B.M., in Elmore County

Additional points of diversion, if any SCANNED

MAR 26 2002

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	8E	2							2			4							6
		3				14									8				22

Total number of acres to be irrigated 28

9. Describe any other water rights used for the same purpose as described above _____
None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No
 If yes, describe in item D. REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted .32 c.f.s. &/or _____ acre feet
- b. Description of diverting works Pump, pipeline and wheelline sprinkler system
- c. Describe the reasons for the proposed changes To correct errors in licensing procedures and change point of diversion.

2. Change in point of diversion

G.L. 5

Point of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2 Township 6S
Range 8E, B.M., Elmore County
Additional points _____

3. Change in place of use

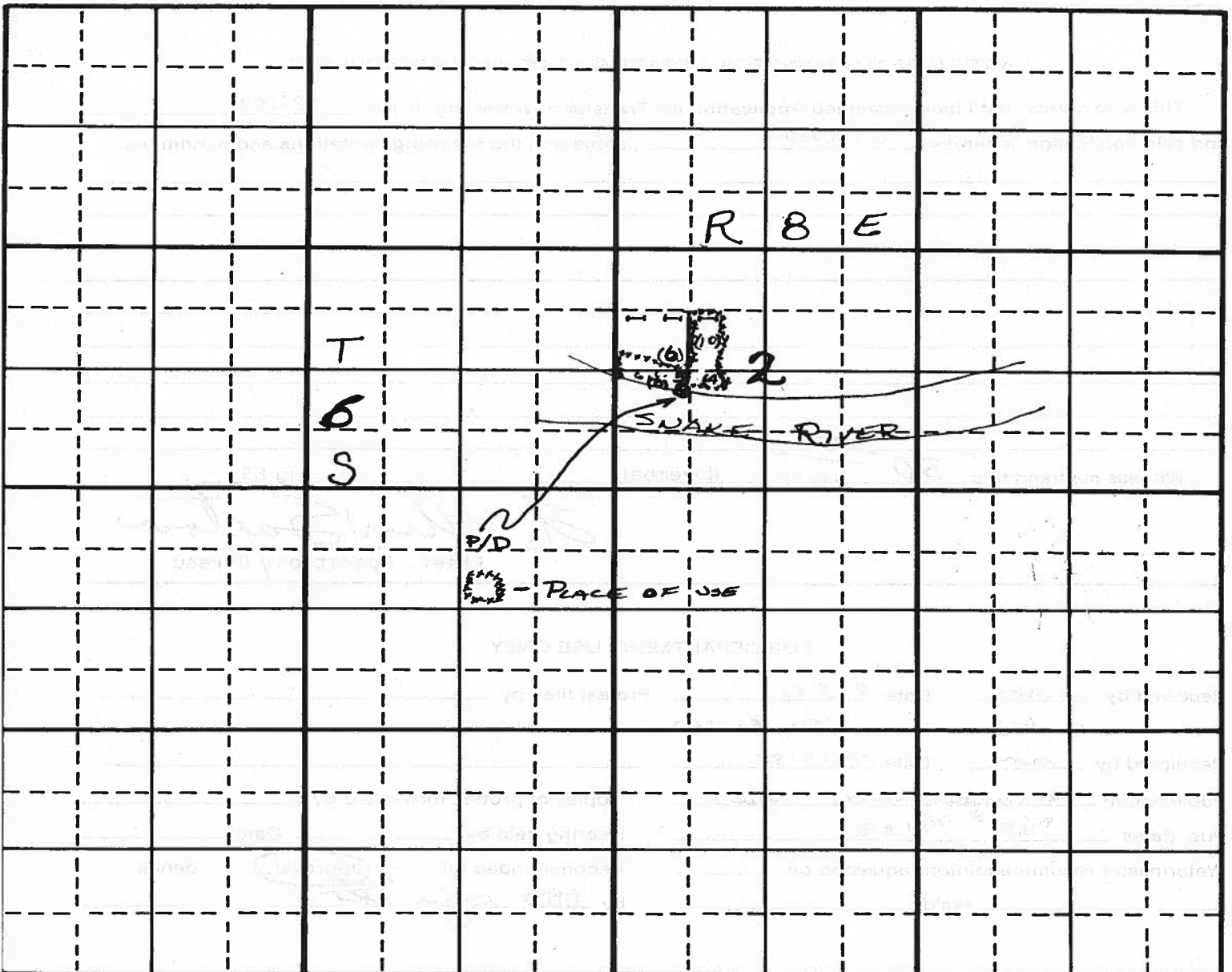
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Field reports for 02-2148 and 02-2407 show the land to which this right is moved has always been irrigated under these rights. License 02-2148 had already been issued for 41 acres in Lot 8 (SENE, NESE) S. 3. The engineer found 121 acres irrigated in 1966, but the license in 1969 did not reflect the true place of use.

c. Describe the lands and place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	8E	2							6	10	15	4	8						28

Total number of acres to be irrigated 28

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



MICROFILMED

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 7 day of July, 19 83

[Signature]
(Notary Public)

My commission expires 5-5-83

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2407
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 30th day of November, 19 83

[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>nr</u>	Date <u>7-13-83</u>	Protest filed by _____
Prelim. check by <u>kh5</u>	Fee <u>\$50 #32380</u>	_____
Receipted by <u>nr</u>	Date <u>7-13-83</u>	_____
Published in <u>Mountain Home News</u>	Copies of protest forwarded by _____	
Pub. dates <u>2/25, 9/1/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>OBS Jim DET</u>	

Remarks: 02-2148

1. General TRANS. #1780.
2. General This claim has been split. See nos. 02-10216 & 02-10217. DH 1/2/2003

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 7/15/83

Right No. 02-0098

Claimant HOALST

Recommendation differs from claim: ☐ Yes ☒ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License 02-2407 & 02-2148 PLUS TRANSFERS

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☒ Other PROOF OF BENEFICIAL USE - 02-2148

☐ _____

Field Exam Made: ☒ Yes ☒ No Date _____

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File
COPIES IN 02-2148, 02-2407

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 OR HAMMETT 1980 U-2 3476-BD-152

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks _____



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

July 6, 1983

To: Don Shaff

Wes Lee Hoalt
385 Montvue Dr.
Meridian, ID. 83642

RECEIVED

JUL 13 1983

Re: 02-2407

Department of Water Resources
Western Regional Office

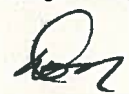
Dear Wes,

The two documents we discussed July 5, 1983, are enclosed for your review and signature, if they are acceptable. I noticed this morning your water right license (02-2407) was not issued for one inch per acre. Both the transfer and claim correspond to the ratio of .32 cfs to 28 acres issued under the license.

Both documents will need to be notarized. The fee for the transfer is \$50.00. The filing fee for .16 cfs on the claim is \$30.00.

If you have any questions before filing these documents, let's sit down and talk it over again. Thanks for your help in getting the water rights record straight.

Regards,


DONALD V. SHAFF
Adjudication Unit Leader

Dear Don -

Thanks for the help

DVS:tw

*on this. I hope this clears the
rights up.*

Best regards

Shs.

MICROFILMED

AUG 10 1984

WED437

ROUTINATION PROOF READING REPORT

09/18/84

PAGE 1

WATER RIGHT NUMBER 02-0098

OWNER LAST NAME - HORN ST
OWNER LAST NAME - HORN ST

FIRST NAME - WESLEY W.
FIRST NAME - ROSE MARIE

ORIG OWNER -
ORIG OWNER -

ADDRESS LINE 1 - 385 MONTWUE DR.

ADDRESS LINE 2 -

ADDRESS LINE 3 -

TRIBUTARY OF - COLUMBIA RIVER

STATE - ID ZIP CODE - 83642

SOURCE - SNAKE RIVER

STATUS -

PRIORITY - 06-01-1952

TOTAL DIV. RATE -

TOTAL DIV. VOLUME -

FROM - 03-18 TO - 11-15 USE - IRRIGATION

USE DIV. RATE -

DATE -

FROM - 03-18 TO - 11-15 USE - IRRIGATION

USE DIV. RATE -

DATE -

DELETED NAME -

PLACE OF USE - TUN 065 RING 00E SEC 02 TRACT SENE LOT

AC 10 TRACT NESW LOT 09 AC 04

REMARKS - IRR. AC. = 13.8.

DATE -

TOTAL ACRES

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

HEERING -

OLD NO. -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

PROOF MADE -

COND. OF APPROVAL -

HEERING -

OLD NO. -

DIVERSION MEANS - PUMP & WHEEL LINE SPRINKLERS.

MICROFILMED

AUG 10 1994

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
Snake River from Base of Milner Dam to Oregon DRAINAGE BASIN.
Order.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-0098		Western Regional Office	
I.D. No.		Map No.	
\$	\$30.00	#	32381
Fee Paid		Receipt No.	

Notice is hereby given that WesLee W. and/or Rose Marie Hoalst
(Name of Claimant)
385 Montvue Dr. Meridian, ID. 83642 Telephone No. 888-1375
(Mailing Address) (Zip Code) *Office*

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, or priority date of decreed, licensed or permit right) 6/01/1952

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity .16 Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) .16 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source (NW 1/4 SW 1/4) Sec. 2, Twp. 6S, Rge. 8E, B.M., Elmore County
Additional Points: SCI: 272.0(1) 527.6

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.
pump and wheel line sprinklers

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

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
6S	8E	2								10	4								14

Total no. of acres 14

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

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:

(8) Remarks The water Right for this land pre dates licenses 02-2148 and 02-2407 adjacent to this land. See holder's proof of Beneficial use in 02-2148. (irr. ac. =13.8)

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

KEYPUNCHED

SC 8/27/84

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

7-7-83
(Date)

State of Id.

County of Ada

Organization

Seal

(Signature of Authorized Agent)

On this 8 day of July, in the year 1983 before me
a notary public, personally appeared _____

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____ executed the same.

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: A02-02407
Date Received: 12/15/1989
Receipt No: W007135
Received By: Lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WES LEE HOALST 208-888-1455
Address: 385 MONTVUE DR.
MERIDIAN, ID 83642

2. Date of Priority: DEC 17, 1965

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	08E	2	NW	SW		5	ELMORE

5. Description of diverting works:
2 PUMPS (30 HP), PIPELINE TO POU, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.320		126.00

7. Total Quantity Appropriated is:
0.320 C.F.S. (and/or) 126.00 A.F.A.

8. Total consumptive use is 98.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	08E	2	SW	NW		IRR	6.0
			SE	NW		IRR	10.0
			NE	SW	5	IRR	4.0
			NW	SW	5	IRR	8.0
Section Acres							28.0

A02-02407

Page 1

Date: 12/15/89

MICROFILMED

AUG 07 1992

10. Place of Use: Continued

Total Acres 28.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A02-02148

14. Remarks:
TRANS. 2937.

15. Basis of Claim: LICENSE

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: 5

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): X *[Signature]* Date: X 12/15/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Dec. 19 89

Linda A. Werner
Notary Public

Seal

Linda A. Werner
Residing at _____ Residing at Boise, Idaho
My Commission Expires December 8, 1994
My Commission Expires _____

Transfer No. 2937Water Right No. 02-2407

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Wes Lee Hoalst Phone 888-1375
Post Office address 385 Montvue Dr., Meridian, ID 83642

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 02-2407 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Snake River tributary to Columbia River4. Date of priority 12/17/1965

5. Water is used for the following purposes:

amount .32 for Irrigation purposes from 4/1 to 10/31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. .32 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3
Township 6S Range 8E, B.M., in Elmore County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	8E	2						2			4								6
		3				14									8				22

Total number of acres to be irrigated 28

9. Describe any other water rights used for the same purpose as described above
None

MICROFILMED**AUG 07 1992**

10. To your knowledge, has any portion of this water right been used for _____

DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the right is owned by the applicant, part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted .32 c.f.s. &/or _____ acre feet
- b. Description of diverting works Pump, pipeline and wheelline sprinkler system
- c. Describe the reasons for the proposed changes To correct errors in licensing procedures and change point of diversion.

2. Change in point of diversion

G.L. 5

Point of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2 Township 6S
Range 8E, B.M., Elmore County
Additional points _____

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Field reports for 02-2148 and 02-2407 show the land to which this right is moved has always been irrigated under these rights. License 02-2148 had already been issued for 41 acres in Lot 8 (SENE, NESE) S. 3. The engineer found 121 acres irrigated in 1966, but the license in 1969 did not reflect the true place of use.

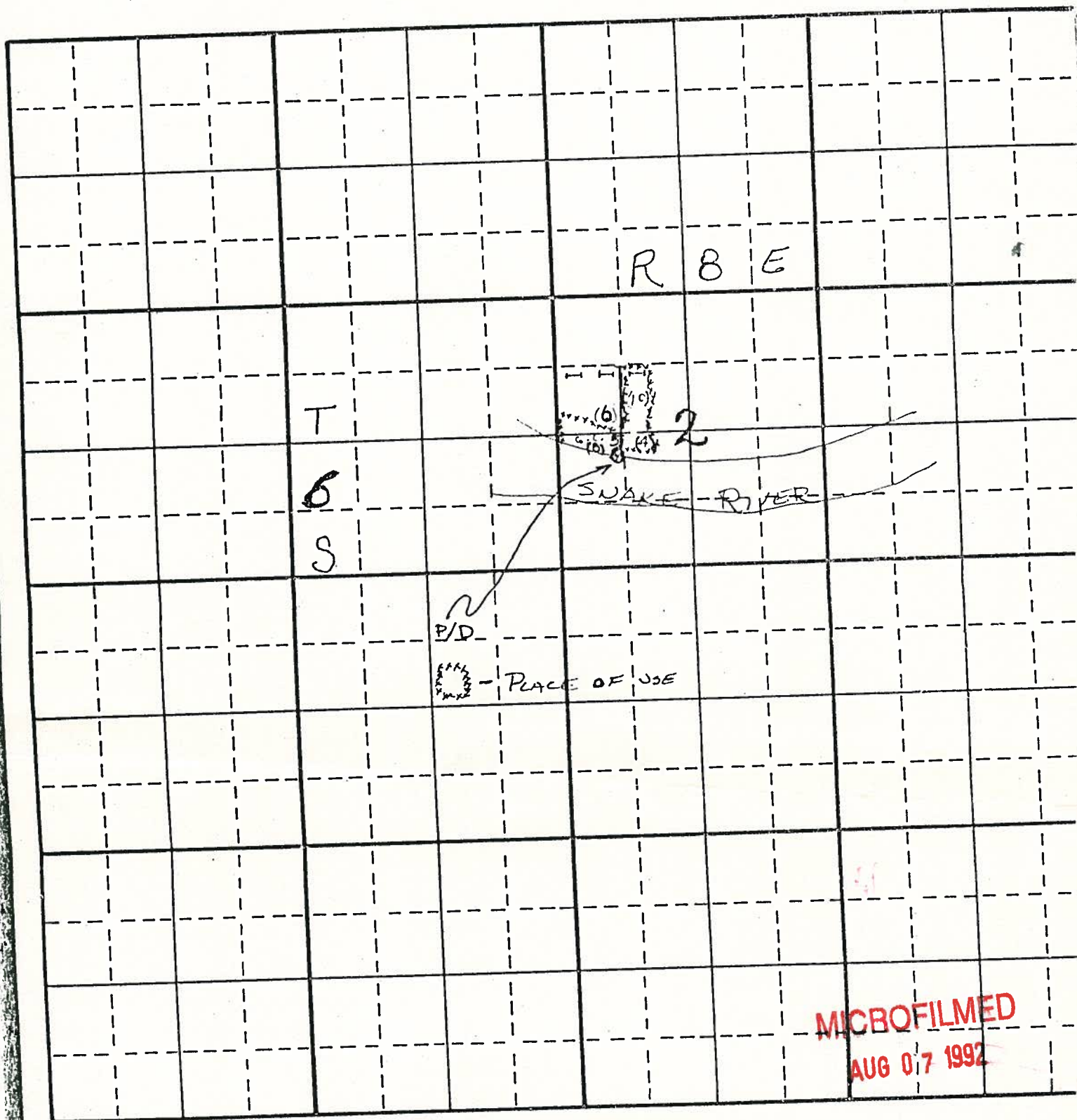
MICROFILMED
AUG 07 1992

c. Describe the lands and place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	8E	2						6	10	15	4	8							28

Total number of acres to be irrigated 28

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



MICROFILMED
AUG 07 1992

REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

[Signature]
 (Signature of Applicant)

Subscribed and sworn to before me this 7 day of July, 19 83

[Signature]
 (Notary Public)

My commission expires 5-5-83

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2407
 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 30th day of November, 19 83

[Signature]
 Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>nr</u>	Date <u>7-13-83</u>	Protest filed by _____
Prelim. check by <u>kh5</u>	Fee <u>\$50 #32350</u>	_____
Receipted by <u>nr</u>	Date <u>7-13-83</u>	_____
Published in <u>Mountain Home News</u>	Copies of protest forwarded by _____	
Pub. dates <u>8/25 & 9/1/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>OBS Jim DET</u>	

MICROFILMED
AUG 07 1992

Date Received

12-15-89

RECEIVED

denied

State of Idaho

Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED
DEC 18 1989

JAN 24 1990

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Weslee Hoalst

Business 888-1375
Home 888-1455

385 Montvue Dr.

Meridian ID 83642

Elmore

12/7/89

County(s) where place of use is located

Date claim originally due

A02-2407 02-2148

Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

An appointment was requested but due to the computers being inoperating during week of 12/4/89 my appointment was not made until 12/15/89

Claimant requests an extension to

12/15, 19 89

Signature

12/15, 19 89
Date of request

Property owner

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [] granted [X] denied for the following reasons:

No one was turned away from an appointment the week of 12/4 if they were from Elmore County. Plenty of time to file from notice date (8/31) prior to last week - does not and if granted the filing deadline is extended to show diligence.

Signed this 19 day of January

Director or his designated agent

DAVID B. SHAW

MICROFILMED

SEP 19 1996

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

COPY

LATE FEE PAID UNDER RECEIPT NO. W007135-ATTACHED

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 12/15/94
Time: 08:18:35

Rec/No - W007135 AR/No -
From: - HOALST, WESLEE

Receipt Type - CK Doc/No - 529
Remarks - -\$20.00 PREVIOUS 02 ADJ.

VOIDED RECEIPT

Receipt Date: 12/15/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	9337		410162	6490		233.00
SRBA LATE FEE	9337		410162	6490		100.00

Total Due - 333.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A0202148	155.00	A0202407	78.00		

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

MICROFILMED
SEP 19 1996

POOR ORIGINAL

Transfer No. 2937Water Right No. 02-2407

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Wes Lee Hoalst Phone 888-1375Post Office address 385 Montvue Dr., Meridian, ID 83642

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
(Name of court)b. License No. 02-2407 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Snake River tributary to Columbia River4. Date of priority 12/17/1965

5. Water is used for the following purposes:

amount .32 for Irrigation purposes from 4/1 to 10/31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. .32 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3
Township 6S Range 8E, B.M. in Elmore County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	8E	2							2			4							6
		3				14									8				22

Total number of acres to be irrigated 289. Describe any other water rights used for the same purpose as described above _____
None10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No
If so, describe in item D. REMARKS

DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If entire right is owned by the applicant, part B).

Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

POOR ORIGINAL

2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

a. Amount of water to be diverted .32 c.f.s. &/or _____ acre feet

b. Description of diverting works Pump, pipeline and wheel line sprinkler system

c. Describe the reasons for the proposed changes To correct errors in licensing procedures and change point of diversion.

2. Change in point of diversion G.L. 5

Point of diversion NW 1/4 SW 1/4, Section 2 Township 6S

Range 8E, B.M., Elmore County

Additional points _____

3. Change in place of use

a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer Field reports for 02-2148 and 02-2407 show the land to which this right is moved has always been irrigated under these rights. License 02-2148 had already been issued for 41 acres in Lot 8 (SENE, NESE) S. 3. The engineer found 121 acres irrigated in 1966, but the license in 1969 did not reflect the true place of use.

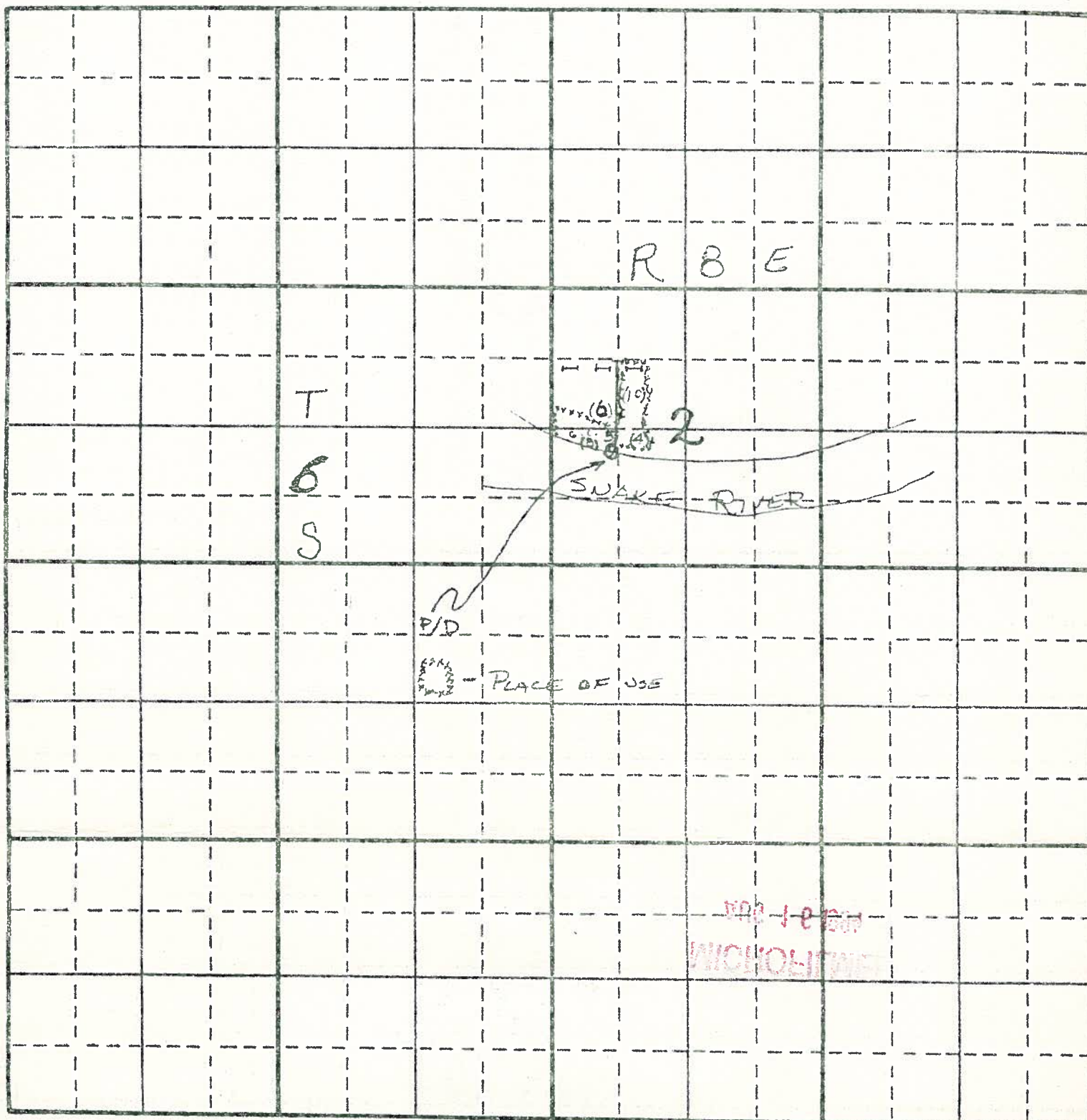
c. Describe the place of use to which the right will be referred:

POOR ORIGINAL

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	8E	2							6	10	5	5	4	8					28

Total number of acres to be irrigated 28

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

REMARKS

POOR ORIGINAL

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 7 day of July, 19 83

[Signature]
(Notary Public)

My commission expires 5-5-83

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2407
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 30th day of November, 19 83

[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by nr Date 7-13-83 Protest filed by _____

Prelim. check by 665 Fee 50 #32380

Receipted by nr Date 7-13-83

Published in Mountain Home News Copies of protest forwarded by _____

Pub. dates 8/25 & 9/1/83 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. _____ by OBS Jim DET

MEMORANDUM

TO: 02-2407
FROM: D. Shaff *DS*
DATED: 7/07/83
SUBJECT: Review Analysis

A review of this right and 02-2148 showed some overlap of rights in the southwest corner of these lands and no coverage for 14 acres in (E₁/₂ E₂/₂ W₂/₂) of Section 2. A conversation with Hoalst indicated the 14 acres had always been irrigated by these diversions. This is supported by the proof of beneficial use filed by Mendyck for the licencing of 02-2148. The total acerage on the licences coincidentally equals the number of irrigated acers on the ranch. To correct the overlaps Hoalst will file a trasfer on this right. The recommendation for this right does not fully reflect that transfer. Hoalst will also file a claim for the 14 acres in the W₂E₂W₂, of section 2 with a priority date of 1952. Such a right would pre-date both of the licences but the proof of beneficial use filed by Mendyck indicates the land was irrigated earlier. This water right will then reflect the split of the diversions to two water rights.

MICROFILMED
AUG 16 1994

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 7/07/83

Right No. 02-2407

Claimant HOALST

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License & TRANSFER 2937
02-2407 & 02-2148

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☒ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date _____

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement NONE cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 OQ 1980 U-2
HANLITT 3476-80-52

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

July 6, 1983

Wes Lee Hoagst
385 Montvue Dr.
Meridian, ID. 83642

Re: 02-2407

Dear Wes,

The two documents we discussed July 5, 1983, are enclosed for your review and signature, if they ~~are~~ acceptable. I noticed this morning your water right license (02-2407) was not issued for one inch per acre. Both the transfer and claim correspond to the ratio of .32 cfs to 28 acres issued under the license.

Both documents will need to be notarized. The fee for the transfer is \$50.00. The filing fee for .16 cfs on the claim is \$30.00.

If you have any questions before filing these documents, let's sit down and talk it over again. Thanks for your help in getting the water rights record straight.

Regards,

DONALD V. SHAFF
Adjudication Unit Leader

DVS:tw

MICROFILMED

AUG 16 1994

TO: 02-2407

FROM: Donald V. Shaff *DS*

DATE: 7/05/83

Subject: Conversation with Wes Hoalst

to the east
In response to my letter of June 10, 1983 Mr. Hoalst came into the office and explained the pattern of land development and water used on his land at Hamlet. The following account is ^{my} understanding of the situation. When Mendyck was clearing the brush from this land, his neighbor ~~Chiziwe~~ ^{Chiziwe} said a fence would be necessary to divide their land. In exchange for Mendyck paying for and constructing a fence the neighbor gave Mendyck a 14 ~~acre~~ ^{acres} strip of land along the western half of the east half of sec. 2. The transfer of title did not occur between those neighbors although Mendyck farmed the ground from that point on. When Hoalst purchased the Ranch he bought it in his words "from fence line to fence line." He also farmed all the land between the fences. Hoalst recently sold on contract to another individual. He withheld the 14 ~~acres~~ ^{acres} along the eastern side of the Ranch but discovered he did not have title to it before the sale was completed. He negotiated the purchase of the 14 ~~acres~~ ^{acres} from Evan ~~Kohtz~~ ^{Kohtz}. He filed *pasture* for a water right when he improved and leveled the ~~pasture~~ ^{pasture} down in the southwest corner of the ranch. As a result he received a licence for some of the land that already had a water right. Nothing seemed ~~amiss~~ ^{amiss} since the amount diverted was necessary and compatible with the irrigation of the land ~~from fence line to fence line.~~ ^{to}

MICROFILMED
AUG 16 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

June 10, 1983

Wes Lee Hoalst
385 Montvue Drive
Meridian, Idaho 83642

Re: 02-2407

Dear Mr. Hoalst,

A review of your water rights at Hammett shows the water right licenses previously issued may not be correct. At least part of the problem should have been corrected before the license for 02-2407 was issued. At this point, however, the remaining remedy is to file the enclosed Application for Transfer of Water Right similar to the one you filed to change the points of diversion for 02-2148.

On the enclosed copy of an aerial photograph the red line indicates the land licensed by 02-2148. The blue line shows the land licensed under 02-2407 excluding duplicated land in the southwest corner of your property. The land within the green line is not licensed by your water rights. The enclosed transfer will correct this error and change the point of diversion for these lands to the eastern pump.

If you agree with my findings, please return the application with a \$50 filing fee after signing the application on the last page and having your signature notarized. If my reasoning is not clear, please feel free to contact me.

Regards,

Donald V. Shaff
Adjudication Unit Leader

Enclosures

MICROFILMED
AUG 16 1994

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILLER
DAM TO OREGON
DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-2407	I.D. No.	Map No.
\$ 10.00	Fee Paid	# 18893
		Receipt No.

Notice is hereby given that Weslee W. &/or Rose Marie Hoalst
(Name of Claimant)

385 Montvue Drive, Meridian, ID 83642 Telephone No. 888-1455
(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, or priority date of decreed, licensed or permit right) 12 KK/17/1965

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity .32 cfs Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) .32 cfs TOTAL QUANTITY CLAIMED. Lot 8 (SENE)
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source 1/4 1/4
Sec. 3, Twp. 6S, Rge. 8E, B.M., Elmore County
Additional Points: _____

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. Pump, pipeline, and wheelline sprinkler system.

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

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
												1.5							
6S	8E	2							2			4							6
						L.8													
		3				22													22

Total no. of acres 28

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

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: _____
(8) Remarks _____

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2407

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

April 29, 1981 (Date)

(Signature of Claimant)

State of Idaho Organization _____
County of Ada ss. _____
Seal _____
(Signature of Authorized Agent)

On this 29th day of April, in the year 1981 before me
a notary public, personally appeared Weslee W. Hoalst
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.
My commission expires Life Notary Public residing at Boise

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON
BORDER, ~~BRUNNAGE BASIN~~

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-2407	I.D. No.	Map No.
\$ 10 ⁰⁰	Fee Paid	# 18893
		Receipt No.

Notice is hereby given that Weslee W. &/or Rose Marie Hoalst

(Name of Claimant)

385 Montvue Drive, Meridian, ID 83642

(Mailing Address)

Telephone No. 888-1455

888-1375 (0)

(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, or priority date of decreed, licensed or permit right) 12 XX/17/1965
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|--|--|---|
| Quantity <u>32 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation A</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity <u>16</u> | Use | Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity | Use | Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity | Use | Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity | Use | Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 16 32 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE Lot 8 (SENE) 1.5
Sec. 3-2, Twp. 6S, Rge. 8E, B.M., Elmore County
Additional Points: ① 2720(1) 527.6
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.
Pump, pipeline, and wheelline sprinkler system.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
6S	8E	2																	

Total no. of acres 14 28

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

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:
- (8) Remarks
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2407

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

April 29, 1981

(Date)

State of Idaho

Organization

County of Ada

ss.

Seal

Organization

(Signature of Spouse)

(Signature of Authorized Agent)

On this 29th day of April, in the year 1981 before me

a notary public, personally appeared Weslee W. Hoalst

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

My commission expires Life

Notary Public residing at

Boise

129
7/07/83

POOR ORIGINAL

State of Idaho

WATER LICENSE

Water License No. 32649/02-2407 Priority December 17, 1965 Amount 0.32 c.f.s.

THIS IS TO CERTIFY, that WESLEE W. HOALST
of Hammett, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated December 17, 1965, that Permit 32649/02-2407 was issued pursuant
to said application; that the proposed works were completed on or about April 10, 1966
with a storage or carrying capacity of 0.32 c.f.s., said works consisting of
pump and motor; and that on May 23, 1966
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 126
acre feet per season, with a maximum rate of diversion of 0.32 cubic feet per second of the waters
of Snake River tributary of Columbia River,
for the purpose of Irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is
located in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 6 S, R. 8 E, B.M., and
other additional points _____ in the County of
Elmore; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 126 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>6 S</u>	<u>8 E</u>	<u>2</u>							<u>2</u>				<u>4</u>						<u>6</u>
		<u>3</u>				<u>14</u>									<u>8</u>				<u>22</u>

Total number of acres irrigated 28

The right to the use of the water 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
27th day of October, 19 69

[Signature]
State Reclamation Engineer

NOV 1 2 1969

RECORDED

Form 22

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

Permit No. 32649

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

1. Name of applicant Walter W. Hooley
2. Source of water supply: Santa River
3. Location of point of diversion; is in the _____ system _____ of Section _____
T. 6S R. 8E, S. 2E. County of Blaine
4. Describe works as they exist, giving dimensions and capacities of same:
25 H.P. 21 Motor # 928 068
Barkley Camp # 5310272 8" discharge to 12" line
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: _____
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):
SUBDIVISION, SEC. 2; SUBDIVISION, SEC. 3, T. 6 S., R. 8 E., S. 2E.

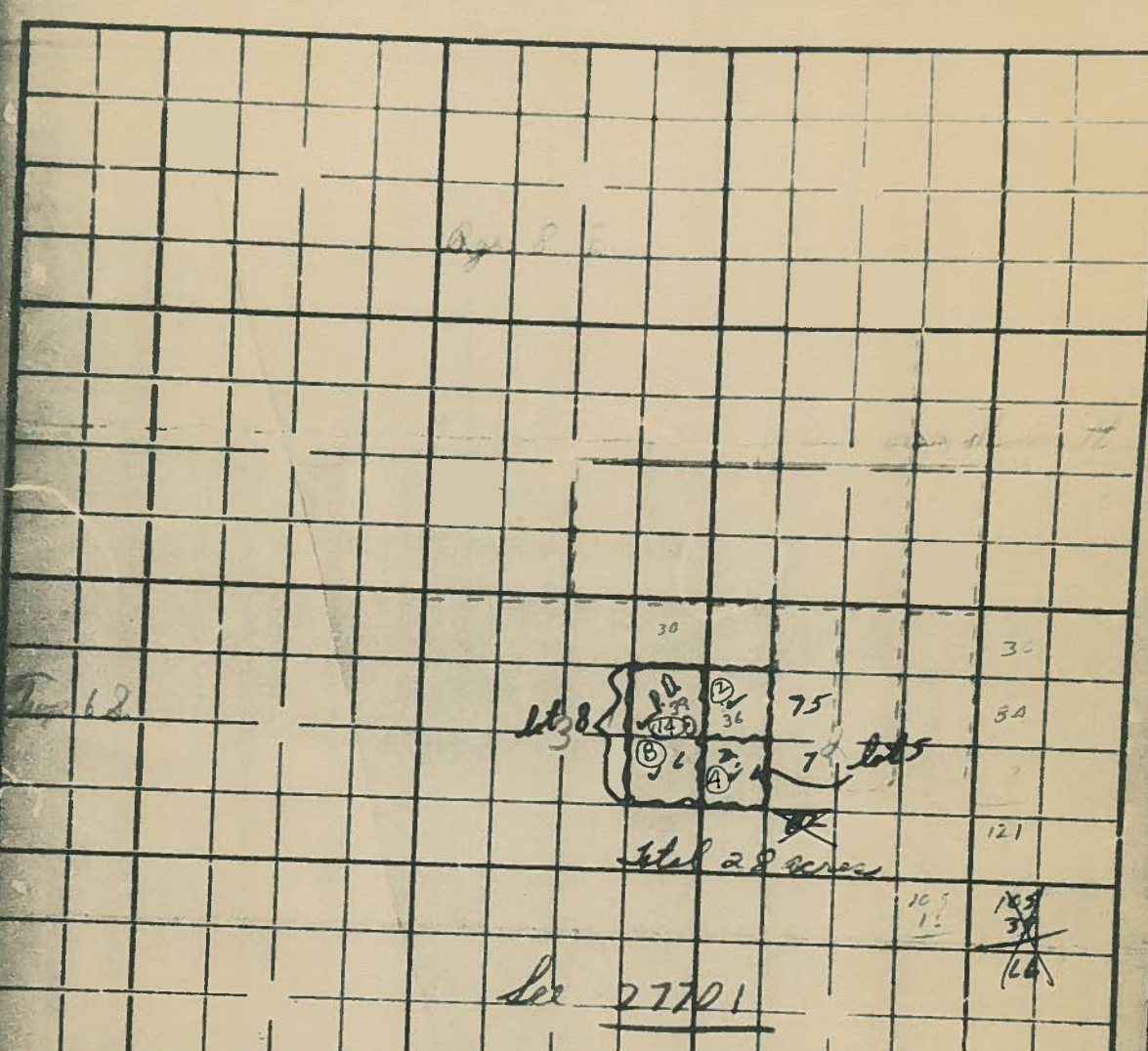
There are 2 government lots off
Legal description should be as follows
Lot 8, sec 3; 9W 8 N 2E and lot 5 sec 2;
T 6S - R 8E

- (Submit map on attached plat, showing location and details of above description.)
8. What large stream would the water here appropriated finally reach?

Remarks: Another permit on the same pump
16 additional acres irrigated that were not
covered by license 27201

Allow 8 = 16" or 32cfs

This examination was made on the _____



See 27701

Area - 85 A PERMIT COVER ONLY
28 ALRES

Subd - 2

Q = 82" less 16" preliminary

licensed = 16" = 320

2.10

1931 2 1 30A

POOR ORIGINAL

State nature of all improvements which have been made as a direct result of said use:

Leveled brush land and growing pasture grass.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used: _____

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder: _____

Ques. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 4/10/66 Sub. 10/1/66 Time used since first use: _____

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

Salt Lake River Permit No 27701, Executed May 3, 1960 -
Priority Right Dec. 15, 1958

(sign) Leo L. Shalala

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Blaine, Idaho, County of Blaine
State of Idaho, on this 23rd day of May, A. D. 1966.

My commission expires: 10/4/66

APR 1 1967
MICHOHIT