

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 2-7070B
Date Received: 11/8/89
Receipt No: X777777
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): PAUL R BURTON
HC 63 BOX 21A
HAMMETT ID USA 83627

Phone:

CAROLYN I BURTON
HC 63 BOX 21A
HAMMETT ID USA 83627

Phone:

2. Date of Priority: 09/16/1970

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	08E	3	SW NE 2	ELMORE	

5. Description of diverting works:

PUMP IN RIVER, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.03	7.2

7. Total Quantity Appropriated is:
0.03 C.F.S. and/or 7.2 A.F.A.

8. Total consumptive use

9. Non-irrigation uses:

10. Place of use:

Township

06S

11. Place of use in count

12. Do you own the prop

13. Other Water Rights

14. Remarks:

This right when com
per acre for irrigation of
Ownership changed by D

15. Basis of Claim: Lice

RECEIVED

MAY 30 2000

WATER RESOURCES
WESTERN REGION

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.

RECEIVED

1. Water Right Number(s) 02-07070B MAY 31 2000
Adjudication Claim Number(s) _____ Department of Water Resources
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Fred W and Lee Ann Budinger
HC 63 Box 21A Hammett, Idaho 83627
4. New Owner/Claimant(s) Paul M. and Carolyn I Burton
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address HC 63 Box 21A
City, State and ZIP Code Hammett, Idaho 83627
New Telephone Number () -
5. Date you acquired the property May 24, 2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Paul M. Burton Date 5-24-00
Carolyn I Burton Date 5-24-00
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

ARRANTY DEED

FOR VALUE RECEIVED

Fred W. Budinger, Jr. aka Fred W. Budinger and LeeAnn Budinger, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Paul M. Burton and Carolyn I. Burton, husband and wife

GRANTEE(S), whose current address is: HC 63 Box 21A
805 Thacker Lane Hammett, Idaho 83627
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

A portion of Lot 2, Block 23, Fruitland Subdivision, Elmore County, Idaho,
according to the official plat thereof on file and of record in the office of
the County Recorder of Elmore County, Idaho: more particularly described as
follows:

Beginning at the Southwest corner of said Lot 2, Block 23, Fruitland
Subdivision, and running thence
North 0°11'00" East, along the West sideline of said Lot 2, a distance of
250.00 feet; thence running
North 89°59'06" East 300.00 feet to a point; thence running
South 0°11'00" West 125.00 feet to a point on the South line of said Lot 2;
thence
South 67°23'40" West, along the Southerly line of said Lot 2, a distance of
325.40 feet to the POINT OF BEGINNING.

Together with vacated Right of Way adjoining subject property, which attached
to said land by operation of law as disclosed in Resolution No. 007, recorded
January 27, 1998, as Instrument No. 305682, records of Elmore County,
Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done
by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements,
(if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the
current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all
lawful claims whatsoever. , except those of record.

Dated: May 24, 2000

Fred W. Budinger

LeeAnn Budinger

STATE OF Idaho, County of Elmore, ss.

On this 24th day of May
in the year of 2000, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Fred W. Budinger, Jr. and LeeAnn
Budinger

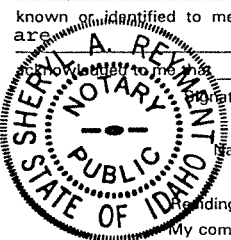
known or identified to me to be the person ^s whose name
are subscribed to the within instrument, and
they executed the same.

Signature: Sheryl A. Reiment

Name: SHERYL A. REIMENT
(type or print)

Residing at: Mountain Home

My commission expires:



Form 42-140/42-1409(6) 8/1/96

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 Number(s) 02-07070B
 Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Fred W and Lee Ann Budinger
HC 63 Box 21A Hammett, Idaho 83627
4. New Owner/Claimant(s) Paul M. and Carolyn I Burton
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address HC 63 Box 21A
 City, State and ZIP Code Hammett, Idaho 83627
 New Telephone Number () -
5. Date you acquired the property May 24, 2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Paul M. Burton Date 5-24-00
Carolyn I Burton Date 5-24-00
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

FOR VALUE RECEIVED

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GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Paul M. Burton and Carolyn I. Burton, husband and wife

GRANTEE(S), whose current address is: HC 63, Box 21A Hammett, Idaho 83627
805 Thacker Lane Elmore County, State of Idaho,
the following described real property in
more particularly described as follows, to wit:

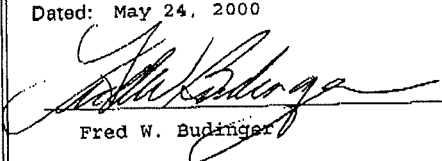
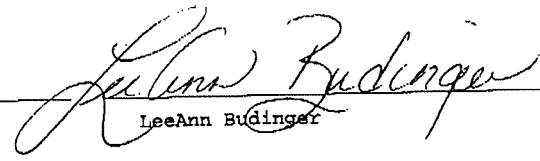
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Beginning at the Southwest corner of said Lot 2, Block 23, Fruitland Subdivision, and running thence
North 0°11'00" East, along the West sideline of said Lot 2, a distance of 250.00 feet; thence running
North 89°59'06" East 300.00 feet to a point; thence running
South 0°11'00" West 125.00 feet to a point on the South line of said Lot 2; thence
South 67°23'40" West, along the Southerly line of said Lot 2, a distance of 325.40 feet to the POINT OF BEGINNING.

Together with vacated Right of Way adjoining subject property, which attached to said land by operation of law as disclosed in Resolution No. 007, recorded January 27, 1998, as Instrument No. 305682, records of Elmore County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

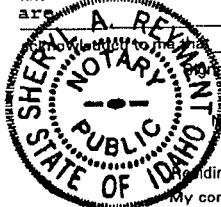
Dated: May 24, 2000

 Fred W. Budinger, Jr.
 LeeAnn Budinger

STATE OF Idaho, County of Elmore, ss.

On this 24th day of May
in the year of 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared
Fred W. Budinger, Jr. and LeeAnn Budinger

known and identified to me to be the person(s) whose name
are subscribed to the within instrument, and
they executed the same.



Signature: Sheryl A. Reiment
Name: SHERYL A. REIMENT
(type or print)

Residing at: Mountain Home
My commission expires:

322166

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE INC.

Time: 3:45 PM
Date: May 25, 2000

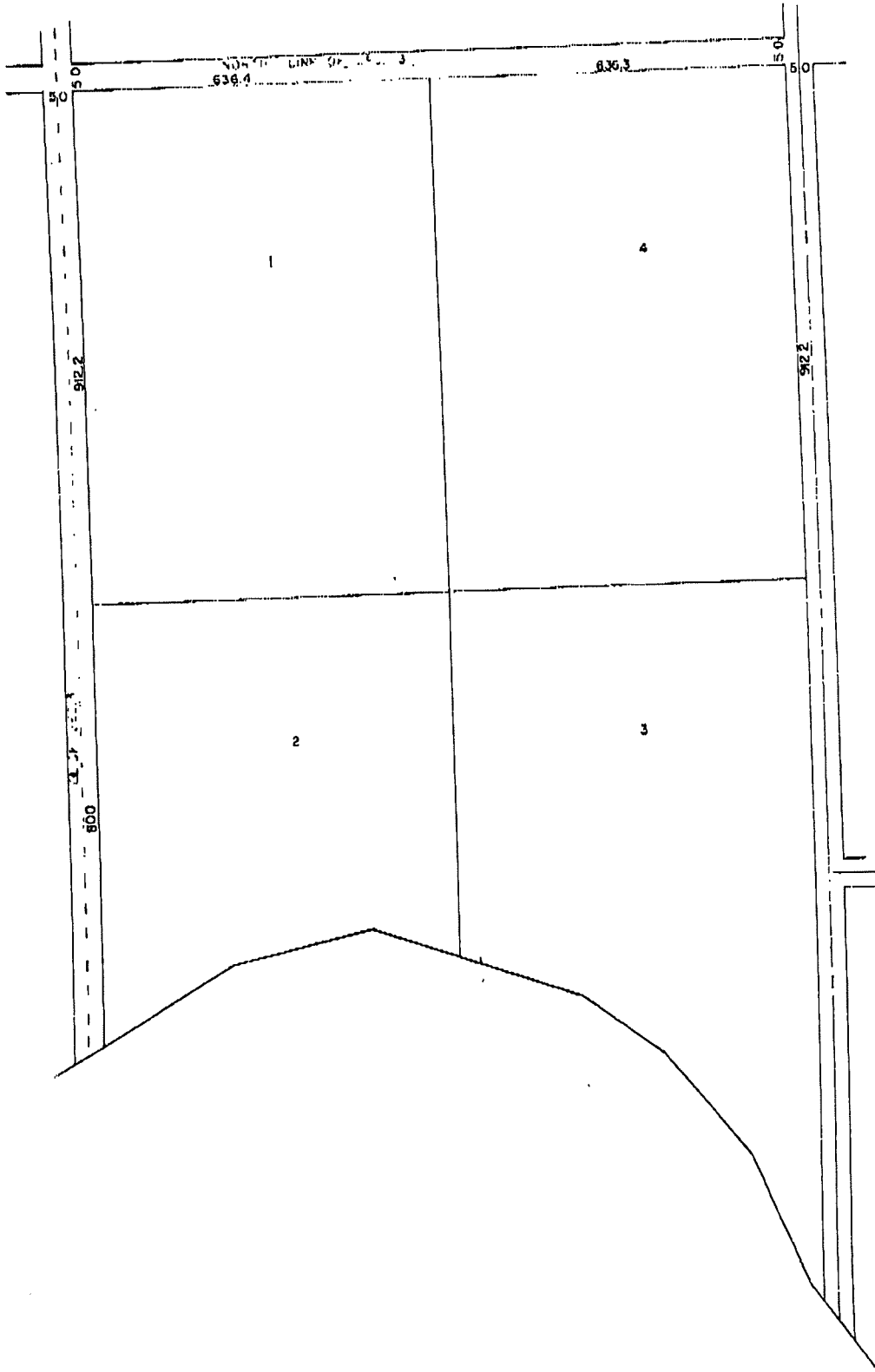
GAIL L. BEST, Recorder

By: [Signature]

Fee: \$3.00 Deputy

BLOCK 23

FRUITLAND SUB.



This Sketch is for location
purposes only.
Guaranty Title Inc.
assumes no liability for verification.

CERTIFICATION OF CHANGE OF OWNERSHIP

STATE OF IDAHO)
) SS.
COUNTY OF ELMORE)

Fred W. and LeeAnn Budinger and Paul M. and Carolyn I. Burton

Being first severally duly sworn, each for himself deposes and says:

That I am the Sell or Buyer, respectively, of the following described land; to wit:
A Portion of Lot 2, Blk 33, Fruitland Subdivision

Section _____, Township _____, Range _____, B.M. :
(Description by 40 acres tracts) (Number of Irrigated Acres)

I hereby acknowledge that I have examined, or been given the opportunity to examine, the by-laws and rules and regulations of said district relating to the delivery of irrigation water to the above land, and that I agree to abide by said rules and regulations.

Fred W. and LeeAnn Budinger

Seller

Address: 1220 N. Callwood Dr

Franklin, Co 80116

Telephone: 303-663-508

Paul M. and Carolyn I. Burton

Buyer

Address: HC 63 Box 21A

Hammett, Idaho 83627

Telephone: 208-366-2042

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: **A02-07070B**
Date Received: 11/ 8/1989
Receipt No: X777777
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: FRED W BUDINGER 208-366-2042
Address: HC 63 BOX 21A
HAMMETT ID 83627
OR
Name: LEE ANN BUDINGER 208-366-2042
Address: HC 63 BOX 21A
HAMMETT ID 83627

2. Date of Priority: SEP 16, 1970

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	08E	3	SW	NE		2	ELMORE

5. Description of diverting works:
PUMP IN RIVER, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.030		7.20

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 7.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
AUG 16 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	3	SW	NE	2	IRR	1.8
Section Acres							1.8
Total Acres							1.8

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:
NONE

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4118 APPROVED 7/26/1993.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 4118 IN FILE.
THIS CLAIM IS A RESULT OF TRANSFER NO. 4118 SPLITTING A PORTION
OF CLAIM 02-07070 FEE PAID UNDER RECEIPT NO. M005175.

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: _____

For Individuals:

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

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

MICROFILMED

AUG 16 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 16 1994

Water Right Number - 02-070708 Prefix Translation: WATER RIGHT Old (D) Number -
+ - - - - Last Name - - - - + - - First Name - - - - + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BUDINGER
FRED W
1 - HC 63 BOX 21A
2 -
3 -
City- HAMMETT
Phone - 208-366-2042
State- ID Zip- 83627
1 - HC 63 BOX 21A
2 -
3 -
City- HAMMETT
Phone - 208-366-2042
State- ID Zip- 83627

BUDINGER
LEE ANN
WESLEE W
1 -
2 -
3 -
City-
Phone - 208-000-0000
State- ID Zip-
1 -
2 -
3 -
City- HAMMETT
Phone - 208-366-2042
State- ID Zip- 83627

*** O - ORIGINAL OWNER ***
HOALST
14 WESTERN
+ - - Priority Date - - + - - - - Region - - - + - - - Stage - - - + - - - Status - - - +
09/16/1970
+ - - - - Source - - - - - + - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - - Diversion Name Diversion Rate Diversion No.
Tw Rng Sec Tract Lot Rflg County
06S 08E 3 SW NE 2 (39) ELMORE

+ - - - - Water Use
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.030 7.20

+ - - Total Div. Rate - + - - Total Div. Volume - + - - Total Div. Capacity - +
0.030 7.20

+ - - - - Place of Use
Tw Rng Sec Tract Lot Acres Code Description County
06S 08E 3 SW NE 2 1.8 01 IRRIGATION (39) ELMORE

Total Acres: 1.8

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

WATER RIGHT

No.	Date	Remarks
		No Remarks found.

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

R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

+ - - -	- Decree Defendant	- - - +	+ - Decree Date
			00/00/0000

[illegible]

Audit Fields - 07/23/93 SKAGGS

Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	- C026722	Water District	-
Licensed Date	- 02/17/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

MICROFILMED
AUG 16 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4118
WATER RIGHT NO. 02-07070B

✓ Carter
✓ Roxanne
— Western AJ

This is to certify that: FRED W BUDINGER
LEE ANN BUDINGER
HC 63 BOX 21A
HAMMETT ID 83627

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.03 CFS	7.2 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER	COLUMBIA RIVER

Priority: 09/16/1970

LOCATION OF POINT(S) OF DIVERSION:

Lot 2(SWNE), Sec. 3, Township 06S, Range 08E
ELMORE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	08E	3	Lot 2(SWNE)	1.8		1.8
Total number of acres irrigated:						1.8

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 26th day of

July, 1993

J. Glen Saxton
Chief, Water Alloc. Bureau

MICROFILMED

AUG 16 1994

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: A02-07070
Date Received: 11/08/1989
Receipt No: W005175
Received By: Kch

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH KING, JR. 208-366-7350
Address: STAR RT.
HAMMETT, ID 83627

Name: JULIANNE S. KING 208-366-7350
Address: STAR RT., BOX 21
HAMMETT, ID 83627

2. Date of Priority: SEP 16, 1970

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	3	SW	NE			ELMORE

5. Description of diverting works:
PUMP IN RIVER, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.420		115.00

7. Total Quantity Appropriated is:
0.420 C.F.S. (and/or) 115.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	3	NW	NE		IRR	10.0
			SW	NE		IRR	13.0
					Section Acres		23.0
					Total Acres		23.0

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:
A61-07216

14. Remarks:

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: _____

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): Joseph King Jr Date: 11-8-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of NOV 19 89 Ron Howerton
Notary Public

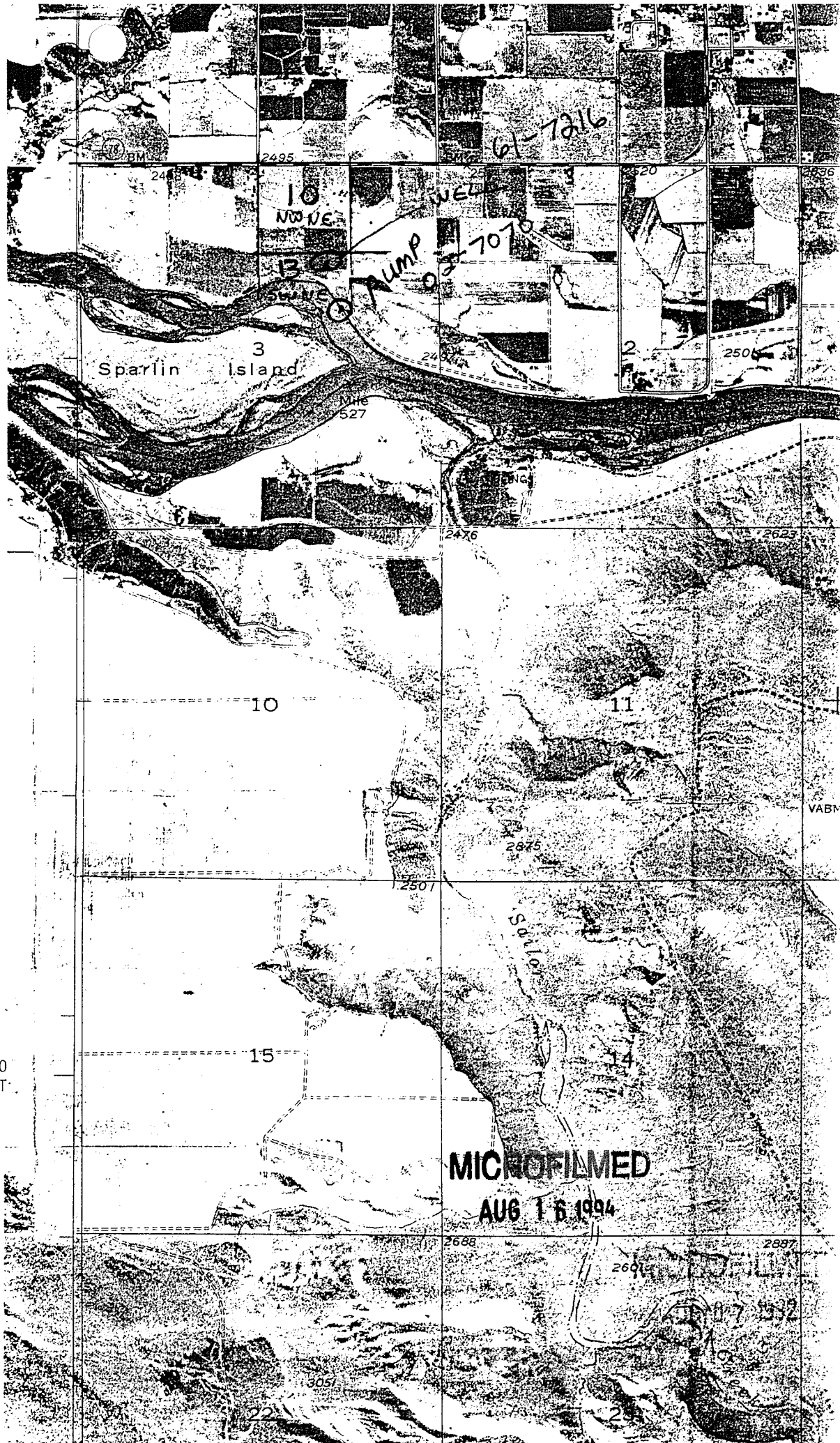
Seal

Residing at Ron Howerton
My Commission Expires _____

MICROFILMED
AUG 16 1994

~~T6S~~

T6S



450 000
FEET

MICROFILMED
AUG 16 1994

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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 ~~DRAINAGE BASIN~~
border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7070 I.D. No.	Map No.
\$ 10.00 Fee Paid	# 313 Receipt No.

Notice is hereby given that Joseph King, Jr.

(Name of Claimant)

Star Route, Box 21, Hammett, ID 83627

(Mailing Address)

Telephone No. 366-7350

(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) Sept. 16, 1970
- (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>0.42 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>4/1</u> To <u>10/31</u>
(Mo., Day) (Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Both dates inclusive) |
- (4) 0.42 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW $\frac{1}{4}$ NE $\frac{1}{4}$
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.
15 HP pump with sprinkler irrigation.

- (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 $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			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	3			23														23

Total no. of acres 23

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. 02-7070

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.

March 4, 1981

(Date)

Individual

Joseph King, Jr.
(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

County of Ada

ss.

Organization

Seal

(Signature of Authorized Agent)

On this 4th day of March, in the year 1981 before me
a notary public, personally appeared Joseph King, Jr.

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

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 6/21/83

Right No. 02-7070

Claimant KING

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

☐ 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
Copy in this file

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 09 HAMMETT

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks _____

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

NOTICE OF CLAIM
TO A
WATER RIGHT

I.D. No.	Map No.
\$	
Fee Paid	Receipt No.

Notice is hereby given that Joseph King, Jr.

(Name of Claimant)

Star Route, Box 21, Hammett, ID 83627

(Mailing Address)

(Zip Code)

Telephone No. 208-773-1300

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) Sept. 16, 1970

(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 0.42 cfs Use irrigation Period of Use From 1 To 1
(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) 0.42 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source 3 1 1
Sec. 3, Twp. 05, Rge. 06, B.M., 3 County Blaine
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. 10 hp pump with sprinkler irrigation.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
01	06	3			23														

Total no. of acres 23

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.
JG ☐ 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. 02-7070

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.

March 4, 1981

(Date)

Individual

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Ada

ss.

Seal

(Signature of Authorized Agent)

On this 4th day of March, in the year 1981 before me
a notary public, personally appeared Joseph King, Jr.

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

Notary Public residing at

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7070 Priority Sept. 16, 1970 Amount 0.43 cfs

THIS IS TO CERTIFY, that JOSEPH KING, JR.

of Hammett, Idaho, has complied with the terms and conditions of Permit No. 02-7078 issued pursuant to Application for Permit dated September 16, 1970 and has submitted proof to the Department of Water Resources on March 4, 1972 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 0.42 cfs of water from the Snake River tributary to the Columbia River, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Diversion	from April 1 to Oct. 31	0.45 cfs and	115 acre feet or
	from	cfs and	5.0 af per acre
	from	cfs and	

Subject, however, to the condition that no more than 0.42 mls of water be used in any one filling, and that the amount of water so allowed not to exceed such right is entitled and shall be used for the purpose aforementioned and is hereby so the subject, which can actually be beneficially used and shall not exceed 315 cubic feet per acre, land located in an approved water right SW 1/4 Sec. 3, T. 2 N., R. 2 E., S. 10 N.

Test Case, Reg. 5 E. 2, 10

In the County of _____ State of _____

[illegible]

... ..

P. Kelly

MAR 12 1975

1401 12 1975

3. Water will be used for the following purposes:

Period of Use: from Apr. 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

- Max Rate of Diversion 0.46 cubic feet per second and annual volume _____ AF/Annum

- Township 6S N/S, Range 8E E/W, B.M., Section 3 Subdivision SW 1/4 NE 1/4 SE 1/4

Township _____ N/S, Range _____ E/W, B.M., Section _____ Subdivision _____ $\frac{1}{4}$ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____ Subdivision _____ 1/4 _____ 1/2 _____ County _____

Other Points of Diversions: _____

Description of diverting works: Pump, pipeline, & sprinkler system.

Measuring device required: yes ☒ no ☐

6. **Lands to be irrigated or place of use.**

[illegible]

1990

DATE OF EXAM 8/14/75

ACREAGE
Found 23
Recommended 23

Irrigation Requirement 5 Ac Ft/Ac

USE
Irrigation Q = c.f.s. V = 115 AF/Ann. from 4/1 to 10/31
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no ✓

Name source Snake River
Twp. 6S N/S, Rge. BE EW, B.M., Sec. 3 Sub. SE 1/4 AF 1/4

Exchange? yes no ✓

Name source exchanged with:
Twp. N/S, Rge. EW, B.M., Sec. Sub. 1/4 1/4

Point of injection:
Twp. N/S, Rge. EW, B.M., Sec. Sub. 1/4 1/4

Point of exchange:
Twp. N/S, Rge. EW, B.M., Sec. Sub. 1/4 1/4

Total Q m. ured 135 gal/min = 42 cfs Method of measurement Badger Meter
0.42 cfs

Total Q recommended 115 AF/Ann Meter No. M0588314 Type Badger Condition Operational

Total V recommended 115 AF/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None None

MEASUREMENT CALCULATION:
Badger meter # M0588314 135 gal/min = 42 cfs

SYSTEM DESCRIPTION:
Recession meter is up and running. It is a 1/2 inch diameter pipe with a 1/2 inch hole in the side. It is connected to a 1/2 inch pipe that runs into the main line with a 1/2 inch hole in the side.

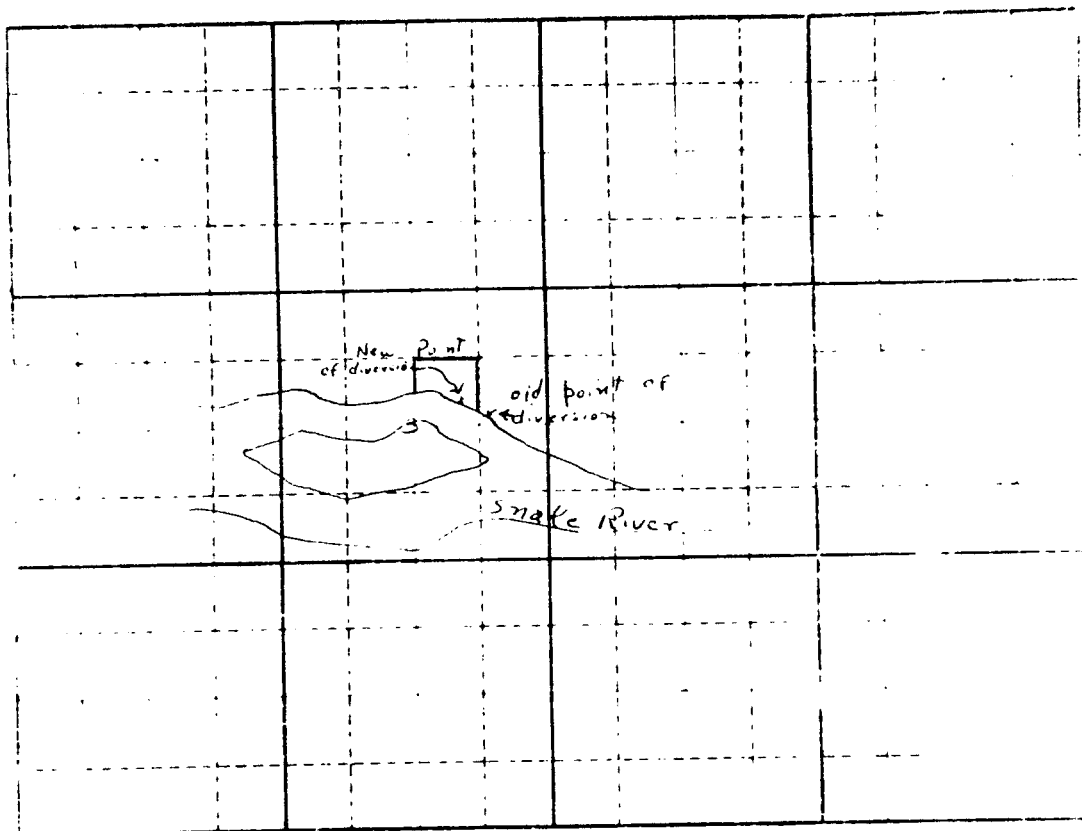
See also page 100 of 100

Inspector's Signature

Checked by

Approved by

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's expense.

Signed at Boise, Idaho this 7 day of January, 1973
[Signature]
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

R. KEITH HIGGINSON

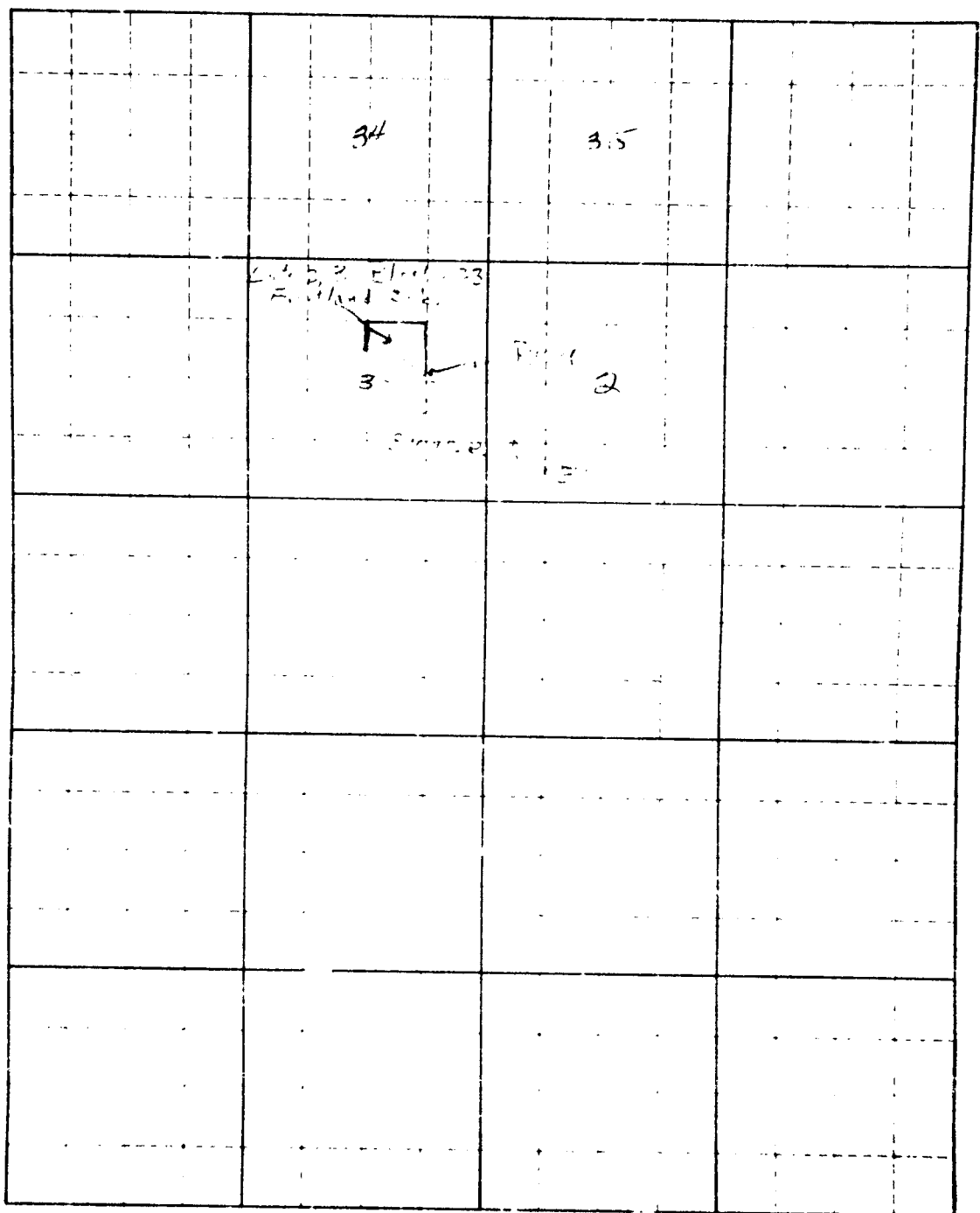
Director of the Department of Water Administration

hereby approve the above application for amendment for Permit No. 02-7070.

Witness my hand this 22 day of January, 1973

[Signature]
Director

11 Map of proposed project



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Heidi L. O'Neal
(Applicant)

WITNESSED
1900