

11/23/2006

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

RIGHT NUMBER: 67-238

NAME AND ADDRESS: DONALD E HOBBS
6095 N SILVER ELM WAY
MERIDIAN ID 83646

JEAN S HOBBS
6095 N SILVER ELM WAY
MERIDIAN ID 83646

SOURCE: CAMP CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 08/11/1906

POINT OF DIVERSION:

T14N R03W S10 NENENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.200 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S10	NENE	3.00	T14N R03W S10	SENE	13.00
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16 ACRES TOTAL

Right Nos. 67-238 and 67-240 are limited to the irrigation of a combined total of 16 acres in a single irrigation season.

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 - Decreed

Right No. 67-240 is also diverted through point of diversion described above.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Saxton, Craig

From: Graves, Lori
Sent: Tuesday, November 21, 2006 4:10 PM
To: Saxton, Craig
Subject: 67-238, 67-240

Hey Craig, I've got the recommendation done for 67-240, which directly overlaps with 67-238 that you recommended. Conditions for 67-238 will need modified to account for the overlap. Please refer to my comments and conditions in recommendation 67-240 for more info. Thx Craig. lg

03/03/2006

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

RIGHT NUMBER: 67-238

NAME AND ADDRESS: DONALD E HOBBS
6095 N SILVER ELM WAY
MERIDIAN ID 83642

JEAN S HOBBS
6095 N SILVER ELM WAY
MERIDIAN ID 83642

SOURCE: CAMP CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 08/11/1906

POINT OF DIVERSION:
T14N R03W S10 NENENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.200 CFS
PLACE OF USE:	<u>IRRIGATION Within WASHINGTON County</u>		
	T14N R03W S10 NENE 3.00	T14N R03W S10 SENE 13.00	
	16 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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

02/24/2006

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

RIGHT NUMBER: 67-238

NAME AND ADDRESS: GARY D KOSKIE
PO BOX 106
CAMBRIDGE ID 83610

BETTY J KOSKIE
PO BOX 106
CAMBRIDGE ID 83610

SOURCE: CAMP CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 08/11/1906

POINT OF DIVERSION:

T14N R03W S10 NENENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.200 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R03W S10	NENE	3.00	T14N R03W S10	SENE	13.00
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16 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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

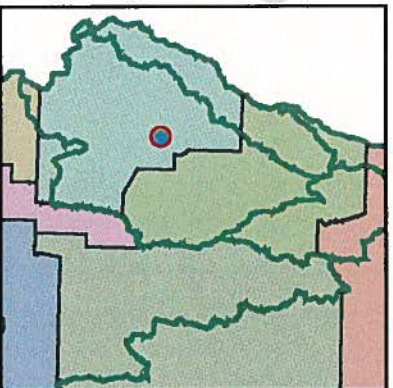


Adjudication Claim Number: **67-238**

T14N R03W

Legend

-  Point of Diversion
-  Place of Use
-  B67 sections.shp
-  T14n03w.shp



Washington County
IDWR Basin 67



Prepared by C. Saxton
On Friday, February 24, 2006
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-238 V1

WATER RIGHT NUMBER: 67-238 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY D KOSKIE PO BOX 106 CAMBRIDGE, ID 83610 (208)257-3507
Current Owner	BETTY J KOSKIE PO BOX 106 CAMBRIDGE, ID 83610 (208)257-3507
Original Owner	JAMES C TUTTLE , ID

Priority Date: 08/11/1906

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CAMP CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

CAMP CREEK	NE1/4NE1/4NW1/4	Sec. 10, Twp 14N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	03W	10	3.0			13.0													16.0

Total Acres: 16

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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-238 V1

Comments:

1. awarntje 6/4/2004 POU
Comment: Decree lists part of SENE; claim lists NENE & SENE
2. awarntje 6/4/2004 Water Use
Comment: Decree does not list water use
3. awarntje 6/4/2004 Period of Use
Comment: Decree does not list period of use
4. csaxton 2/24/2006 Amended Claim
Comment: Claim amended by the original owner so it is all on Don Hobbs land so when Don files a change of ownership, the entire claim will be put in his name.
5. csaxton 2/24/2006 Overlap
Comment: No overlap other than storage water. 67-2053H was claimed for storage but will be disallowed and recommended in the name of the company.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 67
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/4/2004 9:51:58 AM	awarntje			Active
Source	6/4/2004 9:52:16 AM	awarntje			Active
POU	6/4/2004 10:44:32 AM	awarntje			Active
Use	6/4/2004 10:45:21 AM	awarntje			Active
Season	6/4/2004 10:46:01 AM	awarntje			Active
Quantity	6/4/2004 10:46:53 AM	awarntje			Active
Contacts	2/24/2006 12:46:26 PM	csaxton			Active
POD	2/24/2006 12:48:33 PM	csaxton			Active
Source	2/24/2006 12:49:48 PM	csaxton			Active
POU	2/24/2006 12:51:47 PM	csaxton			Active

2-24-06: Called Don Hobbs and left a message telling him I received the amended claim from the original owner and was still waiting C/O.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 14, 2006

DON HOBBS
6095 N SILVER ELM WAY
MERIDIAN ID 83642

RE: Amendment of Snake River Basin Adjudication (SRBA) claim 67-238

Dear Mr. Hobbs,

Per our conversation this morning, I am enclosing an amended claim for Gary and/or Betty Koskie to sign. I am also enclosing a map that shows what I initially found as the place of use and point of diversion.

The changes made on this amended claim were made with the understanding that the 10 inches of water claimed under 67-238 is not and has not been used on the property to the north of you, and the original claim simply described the water use incorrectly when it showed the place of use to include that northern property.

Changes I have made on the claim are highlighted in yellow.

To summarize:

Item 3: I changed the source from Spring Creek to Camp Creek. The decree does define the source as Spring Creek, but somewhere between the time of the decree and the creation of the USGS quad maps, the name was changed to Camp Creek of which Spring Creek is tributary to. At IDWR we use the USGS naming system for our recommendations so I changed the name on the claim to what I would recommend.

Item 4: Originally there was two points of diversion listed on the claim, the point of diversion where the water leaves the natural source, and a point of re-diversion where the water leaves the ditch to irrigate the ground. We are only concerned with where the water is diverted from the natural source so I deleted the point of re-diversion from the claim (see attached map).

Item 6: I extended the season of use to match the current IDWR standard for that area.

Item 10: I found 16 acres of irrigated ground that is within your parcel. To recap, Muir vs. Allison decreed water rights with a duty of water at 5/8 inches per acre. 67-238 was decreed for 10 inches or 0.20 cfs. At 5/8 inch per acre, 10 inches can irrigate 16 acres. So the most acreage I can recommend under this decreed water right is 16.0 acres. If more acreage is actually irrigated, then we will need to file a beneficial use claim (see attached map).



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Because I can only recommend 16 acres, I reduced the claim to 16 acres. However, if you disagree with this, please feel free to make the changes you feel appropriate on the claim. I won't be able to recommend more, but it will be on record that you claimed more.

Take a look at the claim. Have the Koskies initial any changes that should be made on the claim. When satisfied, have Gary and/or Betty Koskie to sign the claim in front of a notary and return it to this office ASAP.

In addition, when you return the signed amended claim, you can return the completed change of ownership form with a copy of your deed. That way, I can amend the claim and put it in your name all in one step.

At that point, I will make a recommendation to the SRBA court which at this time will look almost identical to the amended claim I have enclosed. I believe once the water right is partially decreed by the SRBA court, then you and Dan Nelson can continue the work to set up your exchange.

My deadline to have recommendations completed in basin 67 is approaching quickly. The sooner you can submit the information so I can make an accurate recommendation, the better.

Please feel free to contact me with any questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Cc: GARY D KOSKIE
BETTY J KOSKIE
PO BOX 106
CAMBRIDGE ID 83610

DAN NELSON
IDWR – WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705-5082

Saxton, Craig

From: Nelson, Dan
Sent: Thursday, January 19, 2006 4:30 PM
To: Saxton, Craig
Subject: OD VISIT FROM MR. DON HOBBS (67-238)

Hi Craig,

A Mr. Hobbs came to my office today with a sticky note that you sent him here with a change of ownership and transfer. I wanted to keep you updated, because we made some weird changes. The transfer won't work, because he is moving water from one source to another upstream from where the two sources meet. So, I helped him fill out an Exchange form. That went pretty simply until we got to the point where we discussed acres.

Water right 67-238 is for 0.20 cfs to irrigation 24 acres. Mr. Hobbs only owns about 19 acres. He showed me the ownership documentation and it didn't specifically say he had full use of water right 67-238 on his property. He says that is the only place that the water has been used. I told him we couldn't give him 24 acres worth of water rights for 19 acres unless he could show that the previous owners gave or deeded the water to him with some type of legal documentation. I told him that if he got a notarized agreement from both the owners of the other properties, that the water right was to go solely to his land, we might be able to give him the full .20 cfs. If he can't get those agreements, then he can only have his 19 acres worth of the right.

Needless to say, he wasn't too happy with that, but it was the best I could do. I talked with Jan about the situation before I told what we could or couldn't do. I tried to call you, but you were out playing, so I couldn't get a hold of you. Please give me a call back and we'll talk about it.

Thanks Craig,

Dan Nelson
Western Region

CONVERSATIONAL MEMORANDUM

Date: December 5, 2005

To: File 67-238

From: Craig L. Saxton

Subject: Phone Call – C/O

Last week I got a call from:

Don Hobbs
6095 Silver Elm Way
Meridian Id 83642
(208) 887-9646

He wanted to know about transferring his POD from Spring Creek as decreed under 67-238 to the Weiser River. I told him he might be able to do it and would have to file a transfer with Western Region.

In the meantime, he needed to file a change of ownership on 67-238. I sent him a change of ownership form to complete and return to me, and an Application for Transfer form to complete and return to Western.

Don called back today concerning right 67-113. He left a message and wanted to know about it. I looked it up and found out that it has been combined with rights 67-109 thru 67-142 and claimed under 67-11413 in the name of East Fork Ditch Co. I called him back at 10:40am today and left him a message explaining this to him.

@ 5/8 inches / acre - max acre is 16 ac

Roy O Howland

O M Amidon

31 Fred C Kruck Little Pine Creek
Pine Creek

Thomas Ray

S M Rutledge

James Orton

William Toers

Joel W Weimer

Henry Marsh and Orma Marsh

Frank C Downs

Andrew Schweinfurter

Arthur Neon

Augusta Kinney

Spring Creek.

Thomas Ray

Frank Courtright

G W Lattig sub for W Beeson

James C Tuttle

Andrew Miller

G W Rowley

Rush Creek

Estate of Christian Larson

James L and Earl Lewis

James L Lewis

Rush Creek (Con)

R E Wilson

L Etta Wilson

James Parke

Village of Cambridge

Margaret Haller

LeRoy T Braden

Moses H Hopper

George W Hall

12

21

11

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7 7/8

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2 7/8

20

2-1/8

39

2

8

1

7

12

May 1, 1901

May 1, 1901

May 1, 1905

May 1, 1902

May 1, 1904

May 1, 1902

May 1, 1902

June 30, 1906

May 1, 1906

May 1, 1908

May 1, 1909

June 1, 1910

May 1, 1910

May 1, 1910

May 1, 1912

Aug 11, 1906

Aug 11, 1906

Aug 11, 1906

Aug 11, 1906

Aug 11, 1906

Aug 11, 1906

May 1, 1878

May 1, 1878

May 1, 1878

June 1, 1899

June 1, 1900

May 1, 1878

Aug 23, 1883

June 1, 1899

June 1, 1900

Oct 29, 1908

May 1, 1883

May 1, 1907

Aug 23, 1883

Aug 23, 1883

April 30, 1896

May 1, 1895

May 1, 1883

Aug 23, 1883

May 1, 1883

April 30, 1890

May 1, 1883

May 1, 1890

67 0220

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67 0240

67 0241 TRANS 1955

67 0242 T 1955

67 0243 T 1955

67 0244 T 1955

67 0245 T 1955

67 0246 T 1955

67 0247 T 1955

67 0248 T 1955

67 0249 T 1955

67 0250

67 0251

67 0252

67 0253 T 1955

67 0254

67 0255

67 0256

67 0257 T 1955

67 0258 T 1955

67 0259

67 0260 T 1955

67 0261 T 1955

67 0262 T 1955

JUL 24 1956

Name	Amount (Inches)	Date	Land Description
PINE CREEK (Cont.)			
24 Elizabeth Webber (for life)	14 ✓	5--1-01✓	SW $\frac{1}{4}$ Sec. 35, T. 16 N., R. 4 W.
25 Ray O. Howland	12 ✓	5--1-01✓	S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 35, T. 16 N., R. 4 W.
26 C. E. Ammidon	21 ✓	5--1-01✓	W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 33, T. 16 N., R. 4 W.
	11 ✓	5--1-05✓	Lots 1 & 2, Sec. 4, T. 15 N., R. 4 W.
27 Fred C. Kruck (Little Pine)	2 ✓	5--1-02✓	SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4; W $\frac{1}{2}$ NE $\frac{1}{4}$,
(Pine Creek)	10 ✓	5--1-04✓	Sec. 9, T. 15 N., R. 4 W.
28 Thomas Ray	6 $\frac{1}{2}$ ✓	5--1-02✓	E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T. 14 N., R. 3 W;
29 S. M. Rutledge	17 ✓	5--1-02✓	S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 26; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35; NW $\frac{1}{4}$ Sec. 36, T. 16 N., R. 4 W.
30 James Orton	8 $\frac{1}{2}$ ✓	6--30-05✓	NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T. 16 N., R. 4 W.
31 William Toors	7 $\frac{1}{2}$ ✓	5--1-06✓	NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 15 N., R. 4 W.
32 Joel W. Weimer	41 ①	5--1-08	①
33 Henry & Orma Harsh	13 $\frac{1}{2}$ ✓	5--1-09✓	NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13, T. 15 N., R. 4 W.
34 Frank C. Downs	5 ✓	6--1-10✓	NW $\frac{1}{4}$ SE $\frac{1}{4}$, Lots 6 & 7 Sec. 3; and Lot 1, Sec. 10, T. 15 N., R. 4 W.
35 Andrew Schweinfurter	2 ✓	5--1-10✓	S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T. 14 N., R. 3 W.
36 Arthur Moon	5 ✓	5--1-10✓	Lot 5 of Sec. 3, T. 15 N., R. 4 W.
37 Augusta Kinney	12 $\frac{1}{2}$ ✓	5--1-12 ✓	S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14, T. 15 N., R. 4 W. Less 8 acres

SPRING CREEK

38 Thomas Ray	12 $\frac{1}{2}$ ✓	8-11-06✓	S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 14 N., R. 3 W.
39 Frank Courtright	1 ✓	8-11-06✓	1 $\frac{1}{2}$ acres of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 14 N., R. 3 W.
40 G. W. Lattig, sub. for W. B. Bason	10 ✓	8-11-06✓	Part of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 14 N., R. 3 W.
41 James C. Tuttle	10 ✓	8-11-06✓	Part of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10; T. 14 N., R. 3 W.

JUL 24 1996

ANDREW SCHWEINFURTH: The South half of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter, the Northwest Quarter of the Southeast Quarter of Section 5, Township 14 North, Range 3 West Boise Meridian.

ARTHUR MOON: Lot 5 Section 3, Township 15 North, Range 4 West Boise Meridian.

AUGUST KINNEY: The South half of the Southeast Quarter Section 14, Township 15 North, Range 4 West Boise Meridian, less 8 acres out of the South side which would be the Southeast Quarter of the Southeast Quarter, and 2 acres off the North side of the Northwest Quarter of the Northeast Quarter, Section 23. —

THOMAS RAY: The South half of the Northwest Quarter of the Northeast Quarter of Section 10, Township 14 North, Range 3 West Boise Meridian.

FRANK COURTRIGHT: Correct Description: Beginning at the point of intersection of the center line of the present County Road with the Right of way of the Pacific & Idaho Northern Railway (on the Southeasterly side of said Right of Way) thence on a North-easterly direction along the said Right of Way a distance of 235 feet; thence in an Easterly direction on a line parallel with said County Road for a distance of 262½ feet thence turning at right angles in a southwesterly direction on a line parallel with the said Pacific & Idaho Northern Railway Right of Way, a distance of 235 feet to a point in the middle of said County Road thence in a westerly direction along the middle of said County Road to the point and place of beginning, said tract embracing about one and one fourth acres out of the Southeast Quarter of the Northeast Quarter of Section 10, Township 14 North, Range 3 West Boise Meridian.

G W LATTIG: Correct description: Beginning at a point on the South line of the Southeast Quarter of the Northeast Quarter of Section 10, Township 14 North, Range 3 West Boise Meridian, 460 feet West of the Southeast corner of said Southeast Quarter of the Northeast Quarter (same being the quarter corner between Section 10 and 11) in said township and Range, running thence 28 degrees 6 minutes East 148 feet, thence North 39 degrees 33 minutes West 1176 feet more or less to the right of way of the Pacific & Idaho Northern Railway; thence Southwesterly to the East line of the said right of way 375 feet more or less to the west line of said Southeast Quarter of the Northeast Quarter, thence 750 feet more or less to the Southwest corner of the Southeast Quarter of the Northeast Quarter; thence East along the South line of said tract 942 feet more or less to the said point and place of beginning, said tract so circumscribed being all that portion of said Southeast Quarter of the Northeast Quarter of said Section 10 which lies South of the center of the County Road and East of the Railway right of way and containing 15.25 acres more or less.

JAMES O TUTTLE: Beginning at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 10, Township 14 North, Range 3 West of Boise Meridian, thence in a Northerly direction along the eastern boundary of the said legal subdivisions to the Northeast corner of the said legal subdivisions thence in a westerly direction along the northern boundary of the said legal subdivision to the point of intersection of the said northern boundary of the said legal subdivision with the right of way of the Pacific & Idaho Northern Railway; thence in a southerly direction along the east side of said right of way for a distance of four hundred thirteen feet, more or less, to the middle of the County Road, thence along the middle of said County road in a southeasterly direction to the point of intersection of the middle of said County Road with the southern boundary of the aforesaid legal subdivision, thence along the southern boundary of

JUL 24 1996

west Quarter of the Southwest Quarter, Section 3, Township 14 North, Range 3 West Boise Meridian.

246-50 R R WILSON: The north west quarter of the north east quarter of Section 1, Township 14 North, Range 3 West Boise Meridian, 20 inches, Oct. 29th, 1908; the south east quarter of north west quarter, and north east quarter of the south west quarter of Section 3, same township and range, 8 inches May 1st, 1878, 22 inches June 1st, 1899, and 19 inches June 1st, 1900; the west half of the south west quarter of the south west quarter of the north west quarter, and the west half of the east half of the south west quarter of the south west quarter of the northwest quarter of Section 2 in same township and range, the last description containing 7½ acres, 4 inches August 23rd, 1883, as heretofore allotted.

251-52 L NETA WILSON: The Northwest Quarter of the Southeast Quarter and twelve acres adjoining the same on the north, all in Section 3, Township 14 North, Range 3 West Boise Meridian.

252 JAMES PARKER: The East half of the Southeast Quarter of the Southwest Quarter of the Northwest Quarter, and the East half of the West half of the Southeast Quarter of the Southwest Quarter of the Northwest Quarter of Section 2, Township 14 North, Range 3 West Boise Meridian.

254-54 VILLAGE OF CAMBRIDGE: The West half of the Southwest Quarter of Section 2, and the East half of the Southeast Quarter of Section 3, and the Northeast Quarter of the Northeast Quarter of Section 10, in Township 14 North, Range 3 West Boise Meridian.

257 MARGARET HALLER: The Southwest Quarter of the Southeast Quarter of Section 3; and the North half of the Northwest Quarter of the Northeast Quarter of Section 10, Township 14 North, Range 3 West Boise Meridian.

258 LEROY T BRADEN: The West half of the Northwest Quarter of the Southwest Quarter of the Northwest Quarter of Section 2, Township 14 North, Range 3 West Boise Meridian.

259-60 MOSES H HOPPER: Hopper Reserve as the same appears of record in the office of the County Recorder, Washington County, Idaho, upon the plat Moses H Hopper Division of the City of Cambridge filed in said County Recorders Office on the 16th day of November, 1899; also a tract containing 12 acres more or less in the Northeast corner of the Southwest Quarter of Section 2, Township 14 North, Range 3 West Boise Meridian.

261-64 GEORGE W HALL: The West half of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter, Section 34, Township 15 North, Range 3 West Boise Meridian, and Lot 4 Section 3, Township 14 North, Range 3 West Boise Meridian.

265 FRED SUTHER & GRACE E SUTHER: Lot 3, Section 2, Township 14 North, Range 3 West Boise Meridian.

266 O R SCHMITZ: Correct description, Beginning at a point on the South line of the Northeast Quarter of the Southwest Quarter of Section 2, where the said line intersects with the present Pacific & Idaho Northern right of way; thence east to the Southeast corner of said Northeast Quarter of the Southwest Quarter of Section 2, thence North to a point where the East line of the said North line of the said Northeast Quarter of the Southwest Quarter of Section 2 intersects with the present P & I N right of way; thence in a southwesterly direction along the present boundary of said P & I N right of way to the point and place of beginning, comprising a tract of seven acres of land, more or less, all in township 14 North, Range 3 West Boise Meridian, containing 7 acres.

34 267 JOHN TINSLEY: The Northeast Quarter of the

JUL 24 1996

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 67-238
Date Received: 10/6/1989
Receipt No: M004842
Received By:

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

1. Name of Claimant(s)

DONALD E HOBBS Phone: (208) 887-9646

6095 N SILVER ELM WAY
MERIDIAN ID USA 83642

JEAN S HOBBS Phone: (208) 887-9646

6095 N SILVER ELM WAY
MERIDIAN ID USA 83642

2. Date of Priority: 08/11/1906

3. Source: CAMP CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	03W	10	NE NE NW	WASHINGTON	

5. Description of diverting works:

HEADGATE, DITCHES, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	10/31	0.2	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	10	SE	NE	IRRIGATION	13
			NE	NE	IRRIGATION	3
					Section Acres	16
					Total Acres	16

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

16. Signature(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 3, 2006

DONALD E HOBBS
JEAN S HOBBS
6095 N SILVER ELM WAY
MERIDIAN RD 83642

RE: Snake River Basin Adjudication (SRBA)
Preliminary Recommendation for Claim to a Water Right #67-238

Dear Claimants:

We have processed your change in ownership of the Notice of Claim referenced above. Thank you for your patience.

Enclosed is a copy of the preliminary recommendation for claim 67-238 for your file. Please refer to this record number in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

SS:state

Enclosure:

Copy of Notice of Claim Referenced Above

Copy of Preliminary Recommendation of Claim Reference Above

RECEIVED

FEB 28 2006

DEPARTMENT OF
WATER RESOURCES

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	67-238				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *No Fee*
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Gary D. and Betty J Koskie
P.O. Box 106 Cambridge, ID 83610
Donald E Hobbs, Jean S Hobbs

4. New Owner/Claimant(s)

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

New Mailing Address

6095 N. Silver Elm way
Meridian, ID 83642

City, State and ZIP Code

New Telephone Number

208 887-9646

5. Date you acquired the property

April 1, 2005

SCANNED

MAR - 2 2006

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Donald E. Hobbs

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

EXHIBIT A

A tract of land in the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 10, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho, described as follows:

Beginning at a point on the East line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 10, which point is 684 feet South of the intersection of said East line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 10 and the Southerly side of the right of way of the Pacific & Idaho Northern Railway;
thence West 669 feet, more or less, to the right of way of said Pacific & Idaho Northern Railway;
thence Southwesterly along the right of way of said Pacific & Idaho Northern Railway to the center of the County Road;
thence Southeasterly along the center of said County Road to its point of intersection with the South line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 10;
thence East to the Southeast corner of said subdivision;
thence North along said East line of said subdivision to the place of beginning.

SAVE AND EXCEPT THEREFROM a tract of land described as follows:

Beginning at the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 14 North, Range 3 West of the Boise Meridian;
thence West 250 feet;
thence North 75 feet, more or less, to the North line of the right of way of the County Road;
thence Northwesterly 156 feet, more or less, to the center of the Weiser River Bridge;
thence Northeasterly 407 feet, more or less, to a point on the East line of and 400 feet North of said Southeast corner;
thence South 400 feet to the place of beginning.

ALSO SAVE AND EXCEPT THEREFROM the following described tract of land:

Beginning at a point in the intersection of the Southeasterly right of way line of the Pacific & Idaho Northern Railway as the same crosses the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 10 with the Northeasterly right of way line of that certain County Road also crossing said SE $\frac{1}{4}$ NE $\frac{1}{4}$, which said point of intersection bears S 38°51 $\frac{1}{2}$ ' W, 1933.7 feet from the Northeast corner of said Section 10;
thence S 34°26' E along said County Road right of way 175.00 feet;
thence N 47°42' E and parallel to said railroad right of way 250 feet;
thence N 34°26' W, 175.00 feet;
thence S 47°42' W along said railroad right of way 250.00 feet to the point of beginning.

CONTINUED

SCANNED

MAR - 2 2006

W 11084

Attachment A

196826

WARRANTY DEED

For Value Received

GARY D. KOSKIE AND BETTY J. KOSKIE, husband and wife

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

DONALD E. HOBBS AND JEAN S. HOBBS, husband and wife

whose current address is

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Instrument # 196826
WEISER, WASHINGTON, IDAHO
2005-04-04 03:42:00 No. of Pages: 3
Recorded for : AMERITITLE
SHARON WIDNER
Ex-Officio Recorder Deputy
Index to: DEED

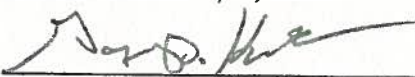
Fee: 9.00

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees theirs and assigns forever. And the said grantors does hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: APRIL 1, 2005



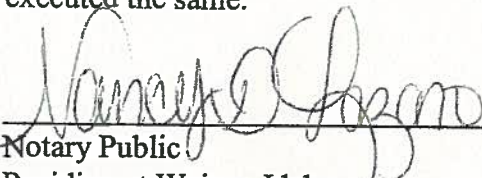
GARY D. KOSKIE



BETTY J. KOSKIE

STATE OF IDAHO, COUNTY OF WASHINGTON

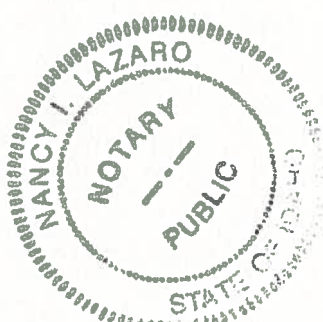
On this 1 day of APRIL, 2005, before me, a notary public in and for the said State, Personally appeared GARY D. KOSKIE AND BETTY J. KOSKIE known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public

Residing at Weiser, Idaho

Comm. Expires 10/03/07



SCANNED

MAR - 2 2006

RECEIVED

FEB 23 2006

DEPARTMENT OF
WATER RESOURCES

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 67-238
Date Received: 10/6/1989
Receipt No: M004842
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

GARY D KOSKIE Phone: (208)257-3507

PO BOX 106
CAMBRIDGE ID USA 83610

BETTY J KOSKIE Phone: (208)257-3507

PO BOX 106
CAMBRIDGE ID USA 83610

2. Date of Priority: 08/11/1906

3. Source: **CAMP** CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	03W	10	NE NE NW	WASHINGTON	

5. Description of diverting works:

HEADGATE, DITCHES, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	10/31	0.2	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	10	SE	NE	IRRIGATION	13
			NE	NE	IRRIGATION	3
Section Acres						16
Total Acres						16

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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 X 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): Dug D. Hudson Date: 2/3/06

Betty J. Koskie Date: 2-21-06

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 21st day

of February 2006

Carin Hanson

Notary Public

Residing at Cambridge

My commission Expires 3-31-10



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: A67-00238
Date Received: 10/04/1989
Receipt No: 1004842
Received By: RCH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY D. KOSKIE 208-257-3507
Address: P.O. BOX 106
CAMBRIDGE, ID 83610

OR

Name: BETTY J. KOSKIE 208-257-3507
Address: P.O. BOX 106
CAMBRIDGE, ID 83610

2. Date of Priority: AUG 11, 1906

3. Source: SPRING CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	03W	10	NE	NE	NE	R	WASHINGTON
			NE	NE	NW		WASHINGTON

5. Description of diverting works:
HEADGATE, DITCHES, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A67-00238

Page 1

Date: 10/06/89

SCANNED

APR 02 2004

MICROFILMED

OCT 11 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	03W	10	NE	NE		IRR	7.0
			SE	NE		IRR	17.0
Section Acres							24.0
Total Acres							24.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-02053H

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): Way D. Kerkut Date: 10/6/89

Date: _____

State of Idaho)
County of ADA) SS.

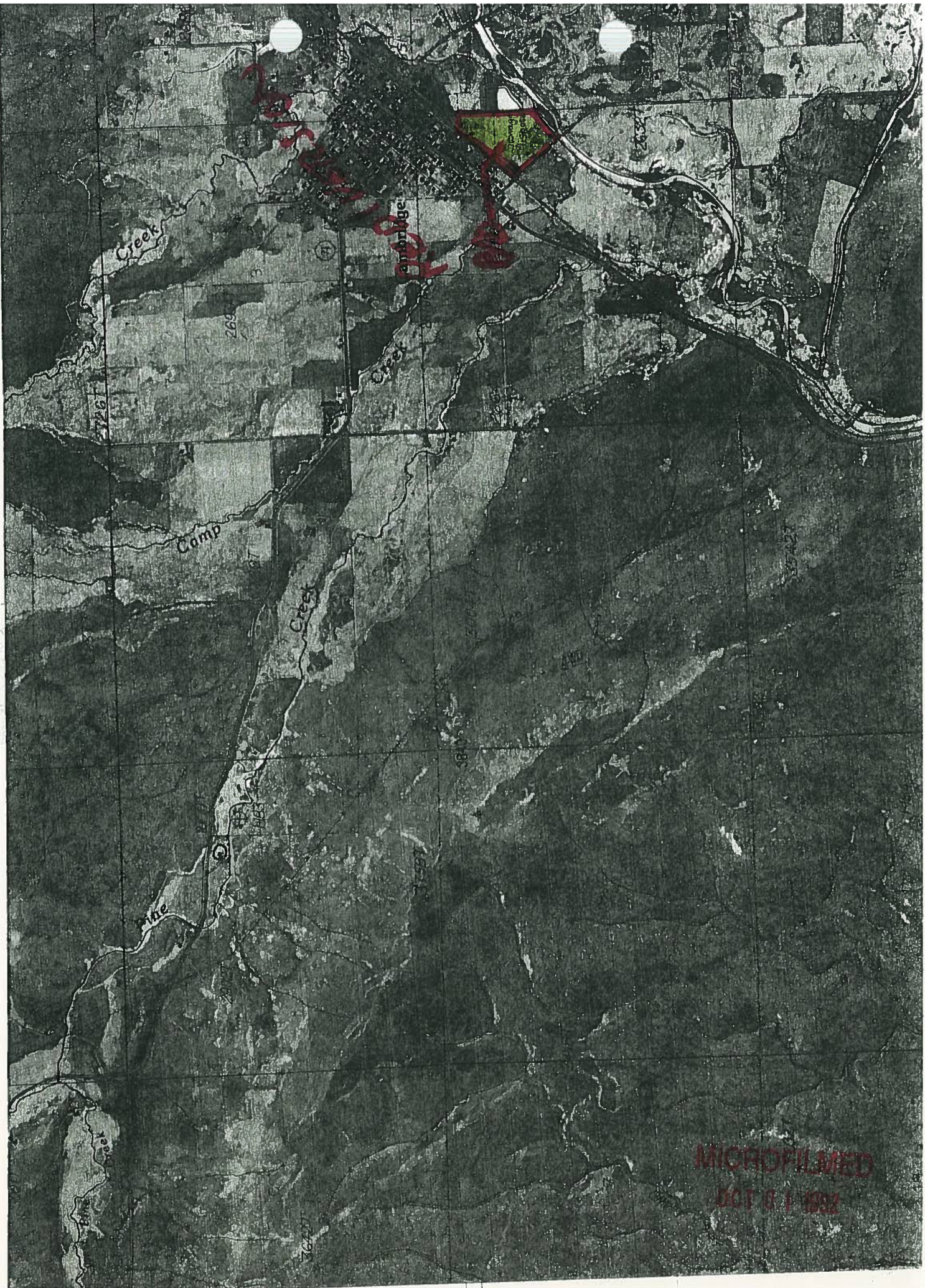
Subscribed and sworn (or affirmed) before me this 6th day
of Oct 19 89

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

SPRING-CR. DIVERSION



MICROFILMED
OCT 8 1 1992