



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

April 7, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAVIS A HANKS
SANDRA J HOWELL
327 W INTERNATIONAL WAY
ALPINE UT 84004

RE: SRBA Claim(s) 45-11546

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Mary Eklund, Betty Shoemaker

1992 APR -7 PM 2:31
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 45-11546

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

TO: Claimant/Purchaser(s):
Name and Address of Claimant/Purchaser(s):
 Mavis A Hanks
 Sandra J Howell
 327 W International Way
 Alpine UT 84004
Phone: (801) 756-9738

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4/1/98

Signature of DWR Representative

CERTIFICATE OF MAILING

I certify that on 4-7, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Mary Eklund
Betty Shoemaker
PO Box 53
Alvadore OR 97409
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Mavis A Hanks
Sandra J Howell
327 W International Way
Alpine UT 84004
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: MAR-26-1998
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 45-11546

NAME & ADDRESS: MAVIS A HANKS
SANDRA J HOWELL
327 W INTERNATIONAL WAY
ALPINE UT 84004

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/01/1953

POINT OF DIVERSION: T10S R23E S29 NENESW Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S29 NESW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
WATER IS ALSO USED FOR LAWN AND GARDEN
RPBKNO1000004A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

March 11, 1998

KARL J. DREHER
DIRECTOR

MARY EKLUND
BETTY SCHOEMAKER
2978 DRY CREEK RD
EUGENE OR 97404-3813

Called 3-16-98 - (887-3455 (wk.)) Sold prop. 8 yrs ago - doesn't have buyers' names.

RECEIVED

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 45-11526 & 45-11546
Change of Address

APR 02 1998

Department of Water Resources
Southern Region

Dear Water Right Holders:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water right claims you have, and return the letter by March 31, 1998. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures

The address is correct as shown above or as otherwise changed.

Claimant Signature

AJ0749NP
No. R45-11546

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

DATE: 03/02/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MAVIS A HANKS	07/01/1953	DOMESTIC	01-01 12-31	0.04 CFS	
C	SANDRA J HOWELL					
	327 W INTERNATIONAL WAY					
	ALPINE UT 84004					
	(801) 756-9738					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R23E S29

NENESW

CASSIA County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
10S	23E	29	:																	:

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

Other Rights: CITY WATER USED FOR IN-HOUSE USE.

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP WATER IS ALSO USED FOR LAWN AND GARDEN
RPBKN01000004A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Sorry about the
inconvenience that
this has caused.

I forgot to enclose
Power of Attorney
Document.

RECEIVED,

FEB 25 1998

Department of Water Resources
Southern RegionGENERAL DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That I, MAVIS HANKS, of the City of ^{Burley}~~Idaho Falls~~, State of Idaho, have made, constituted and appointed, and by these presents do make, constitute and appoint SANDRA JANE HOWELL my true and lawful attorney for me in my name, place and stead, and for my accounts, legacies, bequests, interests, dividends, annuities and demands whatsoever as are now, or shall hereafter become due, owing, payable or belonging to me, and have, use and take all lawful ways and means in my name or otherwise for the recovery thereof, by attachments, arrests or otherwise, and to compromise and agree for the same, and acquittances, or other sufficient discharges for the same, for me, and in my name, to make, seal and deliver; to bargain, contract, agree for, purchase, receive and take lands, tenements, hereditaments and accept seizing and possession of all lands and all deeds and other assurances, in the law therefor, to lease, let, demise, bargain, sell, remise, release, convey, mortgage and hypothecate lands, tenements and hereditaments, upon such terms and conditions, and under such covenants as he shall think fit. Also to bargain and agree for, buy, sell, mortgage, hypothecate and in any and every way and manner do in and with goods, wares and merchandise, chooses in action and other property in possession or in action, to make, do and transact all and every kind of business of what nature or kind soever, and also for me and in my name, and as my act and deed, to sign, seal, execute, deliver and acknowledge such deeds, leases and assignments of leases, covenants, indentures, agreements, mortgages, hypothecations, bills of lading, bills, bonds, notes, receipts, evidences of debt, releases and satisfactions of mortgages, judgments and other deeds, and such other instruments in writing of whatever kind and nature that

GENERAL DURABLE POWER OF ATTORNEY - 1

may be necessary or proper in the premises. Specifically granting my attorney in fact the power to make any gifts of my assets of whatever kind or nature.

Giving and granting unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises as fully to all intents and purposes as I might or could do if personally present, with full power of substitution or revocation, hereby ratifying and confirming all that my said attorney, or his substitute or substitutes, shall lawfully do or cause to be done by virtue of these presents.

Specifically, but not by way of limitation, I grant to my attorney-in-fact the power and authority to act in my stead for any purpose necessary to sell, lease, exchange or rent that certain parcel of real estate described as:

Lot 4 and the North 2 feet of Lot 5 in KNIGHT'S SUBDIVISION of the City of Burley, as the same is platted in the official plat thereof, now of record in the office of the County Recorder in and for the County of Cassia, State of Idaho.

This Power of Attorney shall not be affected by subsequent mental or physical disability or incapacity of the principal pursuant to Idaho Code Section 15-5-501. Specifically the power to make gifts after I become mentally or physically incapacitated shall be effective.

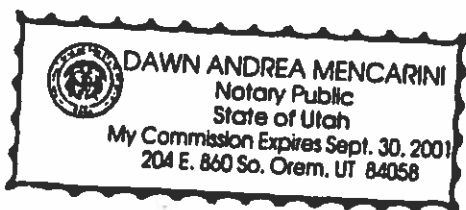
WITNESS My hand this 17 day of December, 1997.

Mavis Hanks
MAVIS HANKS

STATE OF IDAHO)
)
 County of Twin Falls) ss.

On this 17 day of December, 1997, before me, the undersigned, A Notary Public in and for said State, personally appeared MAVIS HANKS, known to me (or proved to me on the oath of _____) or identified to me to be the person who executed the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Dawn Andrea Mencarini
 Notary Public for State of Utah
 Residing at 204 E. 860 S Orem UT 84058 therein.
 Commission Expires: September 30, 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 18, 1998

Mavis A. Hanks
Sandra J. Howell
327 W. International Way
Alpine, UT 84004

RE: Snake River Basin Adjudication (SRBA)
Claim Number A45-11546

Dear Ms. Hanks and Ms. Howell:

Thank you for your Notice of Change of Water Right Ownership. In investigating this change, however, I have noticed that we do not have any documentation indicating that the signer of the request, Sandra J. Howell, is an owner of the property in question. To meet our requirements, the request for a Change of Ownership must be signed by a documented owner of the property.

I am returning a copy of your Notice of Change. Please return it to us with either Ms. Hanks signature, documents showing that Ms. Howell is also a current owner, or Power of Attorney for Ms. Howell to sign for Ms. Hanks.

I have also enclosed a self-addressed envelope for your convenience. If you have any questions, please feel free to call me at this office.

Sincerely,

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

Vikie Hancock
SRBA Records Clerk

AJ5809NP

No. R45-11546

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/98

PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARY EKLUND	07/01/1953	DOMESTIC	01-01 12-31	0.04 CFS	
C	BETTY SHOEMAKER					
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R23E S29

NENESW

CASSIA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
10S 23E 29 :															

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

Other Rights: CITY WATER USED FOR IN-HOUSE USE.

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP WATER IS ALSO USED FOR LAWN AND GARDEN
RPN01000004A

Dates: Exam Made Date: Verified Date: 11/07/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

OK

2/5/98

AJ0749NP
No. R45-11546

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

DATE: 11/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARY EKLUND	07/01/1953	DOMESTIC	01-01 12-31	0.04 CFS	
C	BETTY SHOEMAKER PO BOX 53 ALVADORE ID 97409 (208) 689-5717					
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R23E S29 NENESW

CASSIA County

Place of use Legal Description for: DOMESTIC

NE										NW										SW										SE									
T	R	S	: Lt		Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac						
10S	23E	29	:							:						:					:												:						

POU County: CASSIA

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Remarks: EXP WATER IS ALSO USED FOR LAWN AND GARDEN
RPBKN01000004A

Dates: Exam Made Date: Verified Date: 11/07/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 11/07/97 SSHERMAN

AJ5856NP

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

DATE: AUG-20-1997
PAGE: A-195

Rec'd 5008036
\$25.00

RIGHT NUMBER: 45-11546

NAME & ADDRESS: BETTY SHOEMAKER
PO BOX 53
ALVADORE ID 97409

Richard A. & Mavis A. Hawkes
2330 Overland Ave.
Burley ID 83318
mail returned. Resort to
new address from P.O. attached.

MARY EKLUND
PO BOX 53
ALVADORE OR 97409

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 07/01/1953

POINT OF DIVERSION: T10S R23E S29 NENESW Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC D/1 HOUSE, LAWN & GARDEN	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S29 NESW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Verified by PO Date: 9-11-97

Verification Source: C.R. & Recorder

→ +45-11526
11S 23ES.17 NW5W

210302

WARRANTY DEED

For Value Received

BETTY J. SHOEMAKER, Personal Representative of the Estate of MARY M. EKLUND, also known as MARY EKLUND, deceased
the grantor does hereby grant, bargain, sell and convey unto

RICHARD "A" HANKS and MAVIS ARLENE HANKS, husband and wife
2330 Overland Avenue- Burley, Idaho 83318

the grantee s the following described premises, to-wit:

Lot 4 and the North 2 feet of Lot 5 in KNIGHT'S SUBDIVISION of the City of Burley, as the same is platted in the official plat thereof, now of record in the office of the County Recorder in and for the County of Cassia, State of Idaho.

SUBJECT TO: General taxes for the year 1990 and subsequent years.

Warranty Deed to the State of Idaho, for highway purposes, dated June 4, 1957, executed by Ray Hogg and Agnes Hogg, husband and wife, and recorded as Instrument No. 194374 in Book 59 of Deeds on Page 369, records of Cassia County, Idaho.

This Deed is given pursuant to Letters of Testamentary recorded August 16, 1990 as Instrument No. 209006 on Film No. 218, records of Cassia County, Idaho.

A 45-11546

CASSIA COUNTY ABSTRACT

FEB 20 1991

CASSIA COUNTY, IDAHO

FRANK A. HARRIS

RECORDED

NOV 1 9 46 AM '90

FILM 220

CASSIA COUNTY ABSTRACT

210302

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

Dated: October 31, 1990

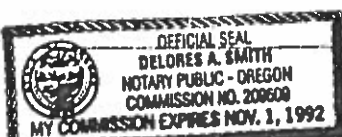
Betty J. Shoemaker

Betty J. Shoemaker, Personal Representative

STATE OF OREGON
COUNTY OF Lane

On this 30th of October 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared Betty J. Shoemaker, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Mary M. Eklund, deceased and acknowledged to me that she executed the same as such Personal Representative.

at



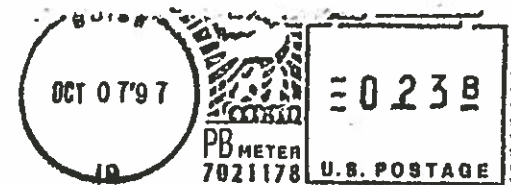
Delores A. Smith
Notary Public

Commission expires: 11-1-92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

RETURN TO
REQUESTOR

PRESORTED
FIRST CLASS



RECEIVED
OCT 14 1997
Department of Water Resources

AKS-11526
AKS-11546

HANK330 833182007 1997 05 10/10/97
RETURN TO SENDER
HANKS
685 W 100 S
PAUL ID 83347-8741

AUTO 83318
83706-2237





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 22, 1997

RICHARD A AND MAVIS A HANKS
685 W 100 S
PAUL ID 83347-8741

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #A45-11526
& A45-11546

Dear Claimants:

We have been advised you may be the new owners of the property with the water rights referenced above.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use. Please return the completed form with warranty deed copy and map to my attention no later than October 30, 1997.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Form 42-248/42-1409(6)

daughter Diane Hanks called. Mavis in home in Utah - Diane handling her affairs. Mavis does work on A45-11526. Will research w/ Cassia Co. Assessor.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

October 7, 1997

KARL J. DREHER
DIRECTOR

RECEIVED

OCT 14 1997

RICHARD A & MAVIS A HANKS
2330 OVERLAND AVE
BURLEY ID 83318

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #A45-11526 & A45-11546

Dear Claimants:

We have been advised you may be the new owners of the property with the water rights referenced above.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use. Please return the completed form with warranty deed copy and map to my attention.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

A handwritten signature in green ink that reads "S. Sherman".

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Form 42-248/42-1409(6)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

October 7, 1997

KARL J. DREHER
DIRECTOR

RECEIVED

OCT 14 1997

Department of Water Resources

RICHARD A & MAVIS A HANKS
2330 OVERLAND AVE
BURLEY ID 83318

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #A45-11526 & A45-11546

Dear Claimants:

We have been advised you may be the new owners of the property with the water rights referenced above.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use. Please return the completed form with warranty deed copy and map to my attention.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

A handwritten signature in green ink that reads "S. Sherman".

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Form 42-248/42-1409(6)

RECEIVED

OCT 29 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: ~~A45~~ 11546
Adjudication Claim No(s).: A45-11546
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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Betty J. Shoemaker Personal Rep of Mary M. Ekland.
unknown
4. New Owner/Claimant(s) Mavis A Hanks Sandra J Howell
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
New Mailing Address 327 W. International Way
City, State and ZIP Code Alpine, UT 84004
New Telephone Number (801) 756-9738
5. Date you acquired the property Oct 30 1990
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 you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
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 or Claimant(s) Sandra J Howell
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

210302

WARRANTY DEED

For Value Received

BETTY J. SHOEMAKER, Personal Representative of the Estate of MARY M. EKLUND, also known as MARY EKLUND, deceased
the grantor does hereby grant, bargain, sell and convey unto

RICHARD "A" HANKS and MAVIS ARLENE HANKS, husband and wife
2330 Overland Avenue- Burley, Idaho 83318

the grantee s the following described premises, to-wit:

Lot 4 and the North 2 feet of Lot 5 in KNIGHT'S SUBDIVISION of the City of Burley, as the same is platted in the official plat thereof, now of record in the office of the County Recorder in and for the County of Cassia, State of Idaho.

SUBJECT TO: General taxes for the year 1990 and subsequent years.

Warranty Deed to the State of Idaho, for highway purposes, dated June 4, 1957, executed by Ray Hogg and Agnes Hogg, husband and wife, and recorded as Instrument No. 194374 in Book 59 of Deeds on Page 369, records of Cassia County, Idaho.

This Deed is given pursuant to Letters of Testamentary recorded August 16, 1990 as Instrument No. 209006 on Film No. 218, records of Cassia County, Idaho.

CASSIA COUNTY ABSTRACT

REC-300 IN BURLEY

CASSIA COUNTY, IDAHO

FRANK H. KEARNS

RECORDER

Nov 1 9 46 AM '90

FILM 220

CASSIA COUNTY ABSTRACT

210302

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

Dated: October 31, 1990

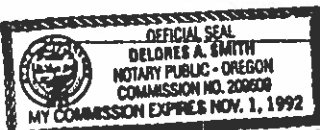
Betty J. Shoemaker

Betty J. Shoemaker, Personal Representative

STATE OF OREGON
COUNTY OF *Lane*

On this *30th* of *October* 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared Betty J. Shoemaker, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Mary M. Eklund, deceased and acknowledged to me that she executed the same as such Personal Representative.

at



Delores A. Smith
Notary Public

Commission expires: *11-1-92*

State of Idaho } ss
County of Cassia }
I hereby certify that the foregoing instrument
is a true and correct copy of the original
in this office.

10-24-97
[Signature]
Clerk of the District Court, Ex-officio Auditor
and Recorder Cassia County, Idaho
By *[Signature]* Deputy

T 10 R.23



AJ5809NP
No. A45-11546

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/30/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARY EKLUND	07/01/1953	DOMESTIC	01-01 12-31	0.04 CFS	
C	BETTY SHOEMAKER					
	PO BOX 53					
	ALVADORE ID 97409					
	(208) 689-5717					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R23E S29 NENESW CASSIA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
---	---	---	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----
10S	23E	29	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: CASSIA

Non-Irrigation Uses: D/1 HOUSE, LAWN & GARDEN

Other Rights: CITY WATER USED FOR IN-HOUSE USE.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A45-04210 A45-07167 A45-10298 A45-11745 R45-10298 R45-11745

Other Water Rights Listing Overlapping Place(s) of Use:

A45-04210 A45-07167

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 06/30/89 WHITE 03/30/95 POST-STD

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: A45-11546
Date Received: 6/30/1989
Receipt No: S008036
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARY EKLUND 503-689-5717
Address: P.O. BOX 53
ALVADORE, OR 97409

AND/OR

Name: BETTY SHOEMAKER 208-689-5717
Address: P.O. BOX 53
ALVADORE, ID 97409

2. Date of Priority: JUL 01, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	29	NE	NE	SW		CASSIA

5. Description of diverting works:
10-20'WELL, 3HP PUMP, 6GPM

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, LAWN & GARDEN

A45-11546

Page 1

Date: 06/30/89

MICROFILMED
MAR 10 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	29	NE	SW		DOMEST	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
CITY WATER USED FOR IN-HOUSE USE.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A45-11546

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

JUN 5 1989

Department of Water Resources
Southern Region Office

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) EKLUND, MARY & SHOEMAKER, BETTE Phone 503) 689-5717Mailing Address P.O. Box 53, ALVADORE OR Zip 974092. Date of Priority (Only one per claim) July 1, 1953 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 10S Range 23ESection 29, NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot _____, BM.,County of CASSIA

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. DRILLED WELL WITH PUMP & PIPELINE TO HOUSE LAWN & GARDEN.3 h.p. motor, shallow well jet pump; well 10 to 20 ft. deep; pumps 6 gallons a minute

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For DOMESTIC purposes from 01/01 Month/Day to 12/30 Month/Day amount 0.04 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) DOMESTIC For ONE HOUSEHOLD, LAWN & GARDEN.

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MAR 10 1993

10. Place of use is: Township: 10 S Range 23 E
Section 29, NE 1/4 of SW 1/4, Govt. Lot _____, B.M.,
County of CASSIA for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? CASSIA

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None ()
CITY OF BURLEY WATER FOR IN-HOUSE USE

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

By signing I/We acknowledge reading the notice on the back of this claim form.

I/We wish to receive for a small annual fee monthly copies of the docket sheet.

YES _____ NO X

16. Signature (s)

Number of Attachments 23

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

Signature of Claimant (s) X Betty Jean Shoemaker for Mary M. Eklund Date May 28, 1989
Power of Attorney Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____ }
County of _____ } SS.

Subscribed and sworn (or affirmed) before me this 28th day of May 19 89

SEAL

Notary Public Mary Ann Nelson

Residing at Boise, Idaho 83704

My Commission Expires 3-24-94

Last Name EKLUND & SHOEMAKER Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

MAR 10 1993



4. KNOW ALL MEN BY THESE PRESENTS, That I, MARY M. EKLUND

have made, constituted and appointed, and by these presents do hereby make, constitute and appoint
BETTY SHOEMAKER

my true and lawful attorney for me and in my name, place and stead, and for my use and benefit to demand, sue for, recover, collect and receive all such sums of money, debts, rents, dues, accounts, legacies, bequests, interests, dividends, annuities and demands whatsoever, as are now or shall hereafter become due, owing, payable or belonging to me, to have, use and take all lawful ways and means in my name or otherwise for the recovery thereof, and to compromise, settle and adjust and to execute and deliver acquittances or other sufficient discharges for any of the same; to bargain, contract for, purchase, receive and take lands, hereditaments, and accept the seizin and possession thereof and all deeds and other assurances in the law therefor and remise, bargain, sell, remise, release, convey, mortgage and hypothecate lands, tenements and hereditaments, including homestead in any of the same for such price, upon such terms and conditions and with such covenants as my said think fit; to sell, transfer and deliver all or any shares of stock owned by me in any corporation for any price and not therefor and to vote any such stock as my proxy; to bargain for, buy, sell, mortgage, hypothecate and in any and all manner deal in and with goods, wares and merchandise, choses in action, and other property in possession or in make, do and transact all and every kind of business of whatsoever nature or kind; for me and in my name and as agent, to sign, seal, execute, acknowledge and deliver all deeds, covenants, indentures, agreements, mortgages, pledges, bills of lading, bills, bonds, notes, evidences of debt, receipts, releases and satisfactions of mortgages, judgments payable to me and other instruments in writing of whatever kind and nature which my said attorney in his discretion to be for my best interests; to have access to any safety deposit box which has been rented in my name, or of myself and any other person or persons; to sell, discount, endorse, deliver and/or deposit all checks, drafts, notes and instruments payable to my order, to withdraw any moneys deposited in my name with any bank and generally to transact with any bank or banker on my behalf; also

LANE COUNTY
DEEDS/RECORDS

01/17/86

0002

REC 4.00
CASH 4.00

7179A001
THANK YOU

7179A001 01/17/86 REC

0002

4.00

GIVING AND GRANTING unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said attorney or my said attorney's substitute or substitutes shall lawfully do or cause to be done by virtue of these presents.

In construing this instrument and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on January 16, 1986.

MARY M. EKLUND



STATE OF OREGON, County of Lane) ss.

Personally appeared the within named MARY M. EKLUND

January 16, 1986

and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

Notary Public for Oregon.

My Commission expires 9/14/87

Power of Attorney

MARY M. EKLUND

To

BETTY SHOEMAKER

AFTER RECORDING RETURN TO

(DON'T USE THIS
SPACE; RESERVED
FOR RECORDING
LABEL IN COUNTIES
WHERE USED.)

State of Oregon,
County of Lane--ss.

I, the County Clerk, in and for the said County, do hereby certify that the within instrument was received for record at

17 JAN 86 11: 26

Reel

1384R

Lane County OFFICIAL Records
Lane County Clerk

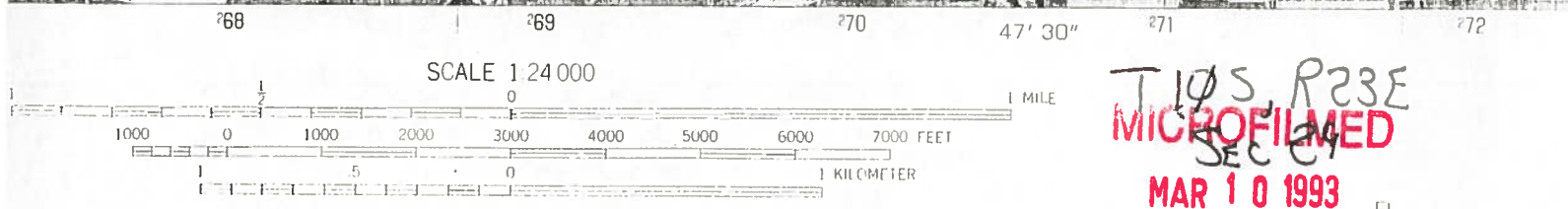
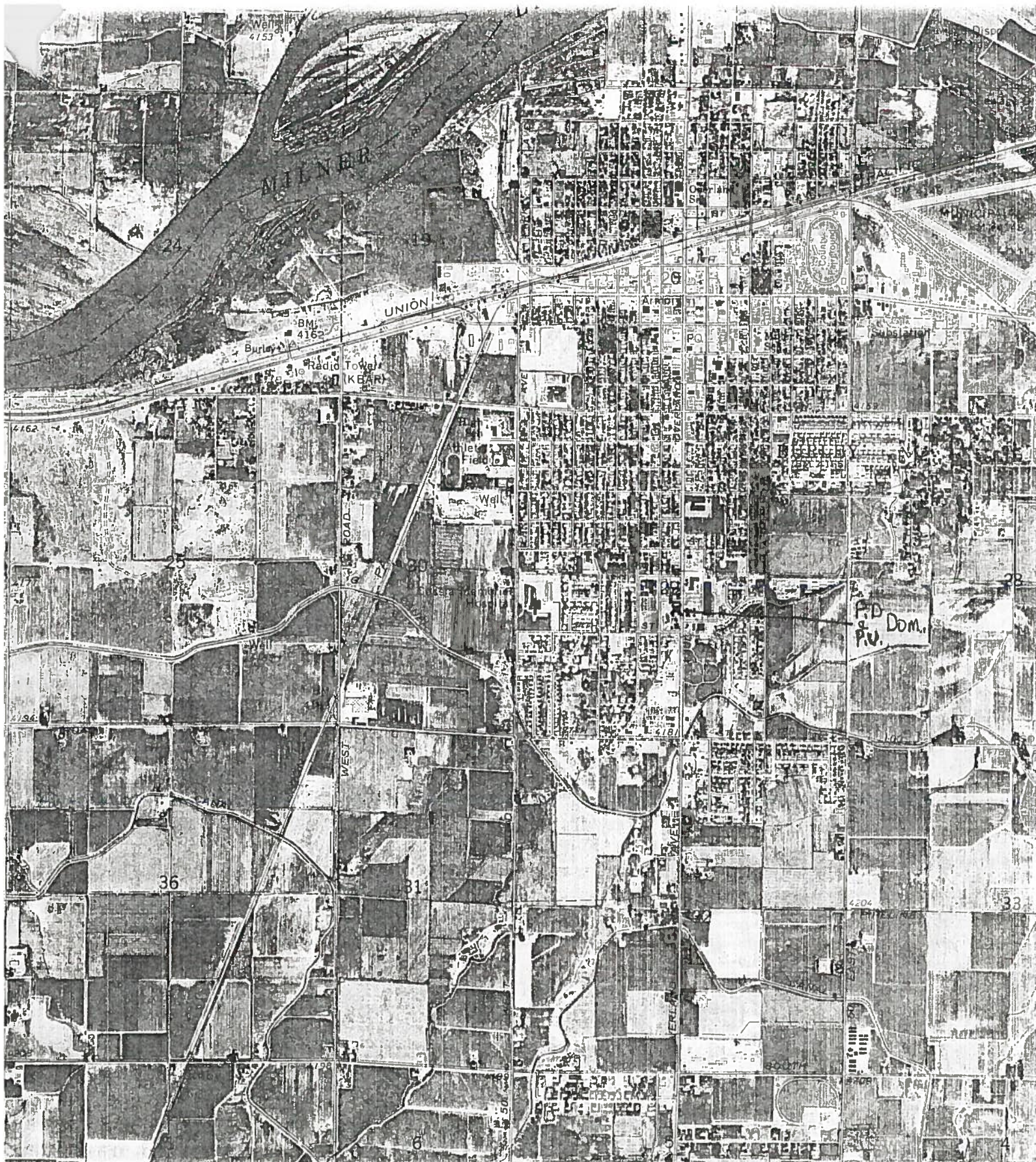
By: Deputy

8602054

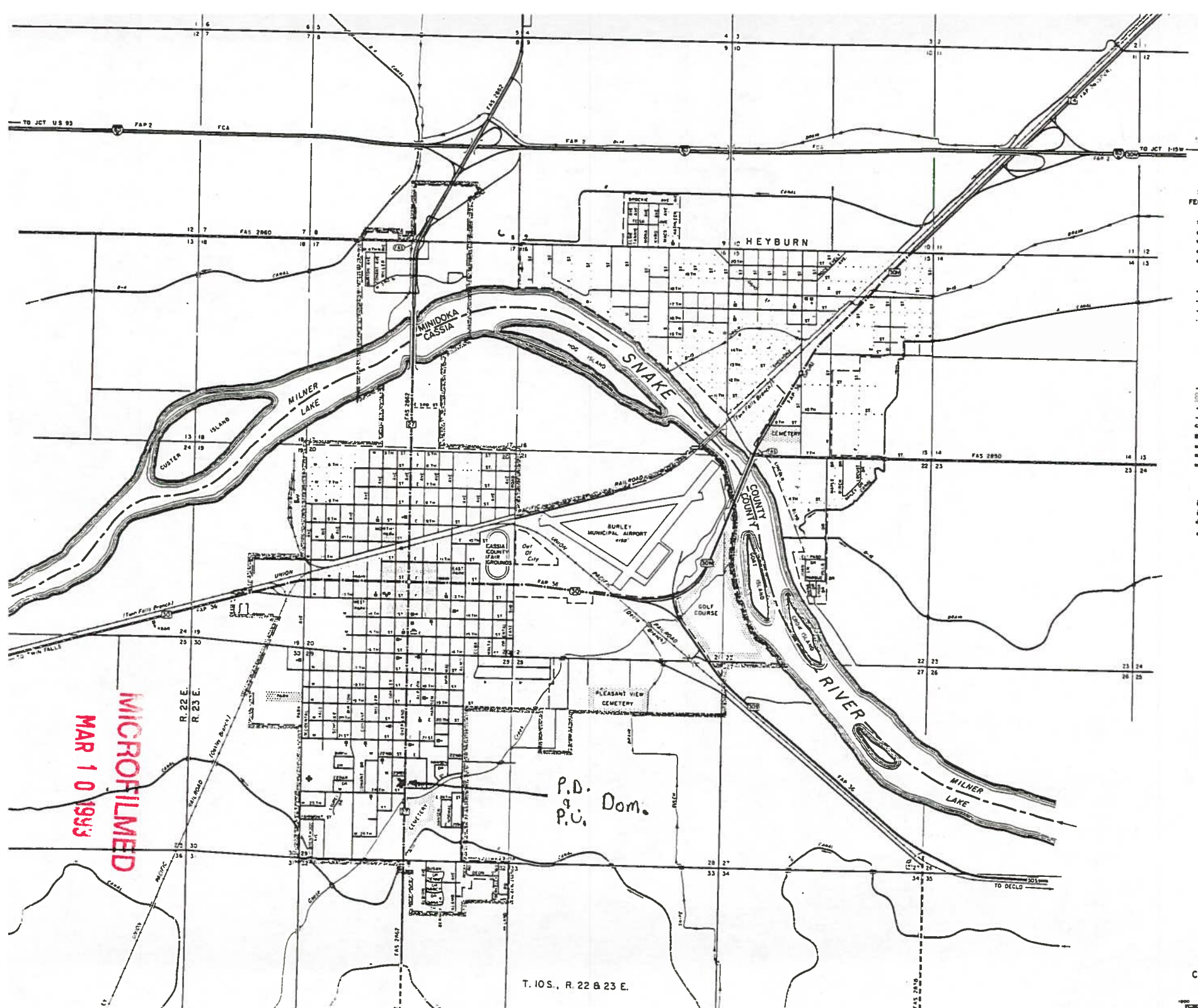
No.

MICROFILMED

MAR 30 1993



T105, R23E
MICROFILMED
SEC 24
MAR 10 1993



LEGEND

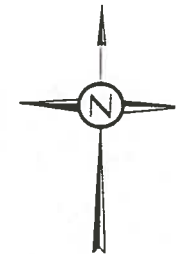
STREETS FORMING URBAN EXT
FEDERAL-AID, PRIMARY STATE AN

- UNIMPROVE
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OTHER CITY ST

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- DEDICATED
- FEDERAL-AI
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- CITY CENTE
- RAILROAD S
- CENTRAL SJ
- CORPORATE
- CORP BOUN
- URBAN AREA
- DIVIDED HIG
- 4 LANE UNC
- END OF MAI
- END OF FED
- HIGHWAY WI
- ACCESS

- SCHOOL
- CHURCH
- HOSPITAL
- INDUSTRIAL PLANT
- POST OFFICE
- COUNTY HOUSE
- CITY HALL



URBAN AREA MAP
OF
BURLEY
CASSIA & MINIDOKA CO
IDAHO

SCALE
1" = 1 MILE

MICROFILMED
MAR 10 1993

P.D. Dom.
P.C.

T. 10S., R. 22 & 23 E.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

. Aug. 11, 1989

Re: A45-11546

. MARY EKLUND
. P O BOX 53
. ALVADORE OR 97409

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 10 1993