

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: **A37-14265**
Date Received: 12/ 7/1988
Receipt No: S004311
Received By: _____

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

1. Name: EARL M HARDY 208-342-0090
Address: 1301 VISTA AVE
BOISE ID 83705

2. Date of Priority: MAR 1, 1974

3. Source: SPRING Trib. to: BIRCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	35	NE	SW	SW		GOODING

5. Description of diverting works:
2 " PIPE, GRAVITY FLOW

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	2	NW	NE		DOMEST	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
2 OTHER HOMES SHARE PIPELINE

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 FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

A37-14265

Ident. Number: ~~A36-10912~~

Date Received: 12/07/1988

Receipt No: S004311

Received By: CLW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS L. ELGAN 208-934-4509
Address: P.O. BOX 82
GOODING, ID 83330

2. Date of Priority: MAR 01, 1974

3. Source: SPRING Trib. to: BIRCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	35	NE	SW	SW		GOODING

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2 " PIPE, GRAVITY FLOW

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Purpose	From	To	C.F.S.	(or)	A.F.A.
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7. Total Quantity Appropriated is:
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9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	2	NW	NE		DOMEST	

11. Place of use in counties: GOODING

A36-10912

Page 1

Date: 12/07/88

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MAR 01 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
2 OTHER HOMES SHARE PIPELINE

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: _____

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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 FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A36-10912
Date Received 12/1/88
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

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) Elgam, Douglas L. Phone () 934-4509
Mailing Address P.O. Box 82 Zip 83330

2. Date of Priority (Only one per claim) 3/1/1974 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) Spring
which is tributary to (b) Birch Creek Name or kind of source

4. Location of point of diversion is: Township 6s Range 13e
Section 35, Ne 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____, BM.,
County of Gooding
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. 2" pipe, gravity flow

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

For Dom purposes from 1/1 Month/Day to 12/31 Month/Day amount .04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 0/3 houses

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MAR 01 1993

10. Place of use is: Township: 07 ~~102~~ Range 13e
Section 02, NW 1/4 of Ne 1/4, Govt. Lot _____, B.M.,
County of Gooding for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any ~~102 13e 34 5W5e~~
11. In which county (ies) are lands listed above as place of use located? Gooding
12. Do you own the property listed above as place of use? Yes / 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.

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 _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Douglas J. Egan Date 7 DEC-1988

Date _____

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
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 TF) SS.

Subscribed and sworn (or affirmed) before me this 7th day of Dec 19 88

SEAL Notary Public Lois Winkler
Residing at TF
My Commission Expires 5/94

Last Name _____ Ident No. _____
Copies: White-State, Yellow-Claimant **AR 11 1993**



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

- Earl Hardy
- 1301 Vista Ave.
- Boise, ID 83705

MAILING DATE: July 26, 1991

RESPONSE DATE: August 9, 1991

RE: NOTICE OF CLAIM NO[S]: A34-16912

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- Douglas Elgan
- P.O. Box 82
- Gooding, ID 83330

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

JUL 29 1991

Department of Water Resources
Southern Region Office

CROFILMED

AR 11 1993



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

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RECEIVED
SEP 13 1991
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Southern Region Office

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Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

Called Sender's change form
MICROFILMED
MAR 01 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

AUG 21 1991

Department of Water Resources

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) 37-14265 - Renumbered
Assigned by IDWR: A 36-10912 and A 37-04366
- [] Name and Address of Former Owner/Claimant(s)(Seller): Douglas Eigan
Box 82
Gooding, Idaho
- [] New Owner/Claimant (Purchaser): Earl M. Hardy
- [] New Mailing Address: 1301 Vista Ave
Boise, Idaho 83705
- [] New Telephone Number: (208) 342-0090
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Copy of Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s) Earl M. Hardy Date 8/19/91
Date _____
- [] Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-21-91 By: JB

Further Action Needed:

Further Action Taken

Date: 8-21-91 By: JB

Final Review and Data-Entry

Date: 8-21-91 By: JB

Claim Numbers of Split, if any:

Change claim 36-10912 to 37-14265 (claimed in wrong Basin)

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

MAR 01 1993

WARRANTY DEED

RECEIVED
AUG 21 1991

For Value Received

DOUGLAS L. ELGAN and CLARELYN ELGAN, husband and wife Department of Water Resources

the grantor s , do hereby grant, bargain, sell and convey unto

EARL M. HARDY, a married man as his sole and separte property
the grantee , whose current address is 1301 Vista Avenue, Boise, Idaho 83705

the following described premises, in Gooding..... County Idaho, to-wit:

"SEE ATTACHED EXHIBIT A"
(Consisting of 1 Page)

Together with Grantors one-half remaining interest in and to the
irriation water main pipe lines and Grantors one-third remaining
interest in and to the domestic water main pipe lines all situated
on or appurtenant to Parcel no. 1, together with Grantors interest
in and to the water rights associated with said main pipe lines.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ,
his heirs and assigns forever. And the Grantor sdo hereby covenant to and
with the said Grantee , that t hey are the owners in fee simple of said premises; that they are free from all
encumbrances subject to current year's taxes, levies, and assessments, and except
restrictions, reservations, and easements of record, and easements visible upon the
premises,

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated: December 14, 1988

X Douglas L. Elgan 16 DEC 1988
X Clarelyn Elgan 12-16-88
Clarelyn Elgan

STATE OF IDAHO, COUNTY OF Ada

On this 16th day of December , 19 88,
before me, a notary public in and for said State, personally
appeared Douglas L. or Clarelyn Elgan

DOUGLAS L. ELGAN and
CLARELYN ELGAN

/or identified
known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same.

Residing at
Comm. Expires 3/9/89



Fees \$
Mail to:

134893
STATE OF IDAHO
COUNTY OF GOODING, S.S
RECORDED AT REQUEST
'88 DEC 22 PM 2 22
JOHN A. MYERS, REC.
FEE 6.00
FIRST AMERICAN TITLE COMPANY

INSTRUMENT NO.

First American Title Company of Idaho

EXHIBIT A

Parcel No. 1

Township 7 South, Range 13 East of the Boise Meridian,
Gooding County, Idaho.

Section 2: Part of Lot 2 described as follows:

BEGINNING at the North quarter corner of Section 2, the true point
of beginning;
Thence N 89°47'20" E, 739.22 feet along the North boundary of Section 2
to the Westerly Right-of-way of U.S. Highway 30, State Highway
Project No. F 2361(18);
Thence S 0°42'29" E, 191.80 feet to a concrete Right-of-way monument
marked "50' Rt. Sta. 221 + 97.10 P.S.C.";
Thence S 4°17'29" E, 313.53 feet along the chord of a 1°30' curve left
having a radius of 3869.17 and an arc length of 313.61 to a concrete
Right-of-way monument marked "50' Rt. Sta. 225 + 07";
Thence S 0°15'57" W, 112.82 feet to a point on the Westerly Right-of-way
of said Highway;
Thence N 82°05'32" W, 68.11 feet to the center of a certain stream;
Thence continuing along said stream the following courses:
N 58°07'45" W, 179.13 feet;
N 28°10'07" W, 73.71 feet;
S 72°29'05" W, 83.65 feet;
N 82°48'56" W, 111.87 feet;
N 21°03'11" W, 131.78 feet;
Thence departing from center of said stream S 53°13'39" W, 66.55 feet
along the top of a rim rock;
Thence S 58°06'45" W, 164.96 feet along said rim rock;
Thence S 41°06'12" W, 113.94 feet along said rim rock to a point in
the Westerly boundary of Lot 2;
Thence N 0°24'56" W, 546.67 feet along said Westerly boundary of Lot 2
to the true point of beginning.

Parcel No. 2

Easement for ingress and egress for benefit of Parcel (1) as created by
deed by the State of Idaho, recorded May 23, 1974 as microfilmed instrument
No. 50419, records of Gooding County, over and upon the following described
land: A parcel of land 30.0 feet in width, to, from, and between the right
of way of the public way identified as U.S. Highway No. 30, Project No.
F-2361(18) Highway Survey as described in that certain Warranty Deed
dated July 6, 1962, recorded August 3, 1962, as microfilmed instrument No.
5263, records of Gooding County, State of Idaho, and the abutting property
being on the right (Westerly) side of the Highway opposite and centering
on Station 220+88 of said Highway Survey, and that no additional approaches
will be allowed between Station 220+13.6 (Northerly property line) and
Station 226+35 (Southerly property line) of said Highway Survey.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with all water and water rights, ditches and ditch rights used
thereon or appurtenant thereto including but not limited to NOTICE OF
CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW Ident. Number A36-10912
and NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW Ident.
Number A37-04366 in accordance with the general adjudication of rights
to the use of water from the Snake River Basin Water System

Revised
Claim A36-109
to A37-14265
↓ B

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MAR 01 1993
16 DEC '88

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: A37-14265
Date Received: 12/ 7/1988
Receipt No: S004311
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EARL M HARDY
Address: 1301 VISTA AVE
BOISE, ID 83705
208-342-0090

2. Date of Priority: MAR 1, 1974

3. Source: SPRING Trib. to: BIRCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	35	NE	SW	SW		GOODING

5. Description of diverting works:
2 " PIPE, GRAVITY FLOW

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	2	NW	NE		DOMEST	

11. Place of use in counties: GOODING

A37-14265

Page 1

Date: 08/21/91

MICROFILMED

MAR 01 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
2 OTHER HOMES SHARE PIPELINE

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:

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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 _____

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

08/21/91 16:39:45
Page 1

Water Right Number - R36-10912

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
RENUMBERED CLAIM

1 -
2 -
3 -

City- N

Phone - 208-000-0000

State- ID Zip- 0

*** O - ORIGINAL OWNER ***
ELGAN

DOUGLAS L.

1 - P.O. BOX 82
2 -
3 -

City- GOODING

Phone - 208-934-4509

State- ID Zip- 83330

HARDY

EARL M

1 - 1301 VISTA AVE

2 -
3 -

City- BOISE

Phone - 208-342-0090

State- ID Zip- 83705

+ - - Priority Date - - +
03/01/1974

+ - - - Region - - - +
ERROR IN REGION

+ - - - Stage - - - +

+ - - - Status - - - +
Z - SEE REMARKS

+ - - - - Source - - - - - +
SPRING
RENUMBERED CLAIM

+ - - - - - Tributary - - - - - +
BIRCH CREEK

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion
06S	13E	35	NE SW SW			(47)	GOODING

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040	

Total Div. Rate - +	Total Div. Volume - +	Total Consumptive Use - +	KW Usage - +
0.040		0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
07S	13E	2	NW NE			43	DOMESTIC	(47) GOODING

Total Acres:

+ Diversion Means - 2 " PIPE, GRAVITY FLOW
+ Non-Irrigation Use - DOMESTIC 1 HOME

11/1/1993
MICROFILMED

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/21/1991	Old Judicial District	-
Claim Received Date	- 12/07/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

MICROFILMED
MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

08/21/91 16:38:47

Page 1

Water Right Number - A36-10912

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

RENUMBERED CLAIM

1 -

2 -

3 -

City- N

Phone - 208-000-0000

State- ID Zip- 0

*** O - ORIGINAL OWNER ***

ELGAN

DOUGLAS L.

1 - P.O. BOX 82

2 -

3 -

City- GOODING

Phone - 208-934-4509

State- ID Zip- 83330

HARDY

EARL M

1 - 1301 VISTA AVE

2 -

3 -

City- BOISE

Phone - 208-342-0090

State- ID Zip- 83705

+ - - Priority Date - - +
03/01/1974+ - - - Region - - - +
ERROR IN REGION

+ - - - Stage - - - +

+ - - - Status - - - +
Z - SEE REMARKS+ - - - - Source - - - - +
SPRING
RENUMBERED CLAIM+ - - - - Tributary - - - - +
BIRCH CREEK

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion
06S	13E	35	NE SW SW			(47)	GOODING

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.040		0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	2	NW NE			43	DOMESTIC	(47) GOODING

Total Acres:

+ - Diversion Means - 2 " PIPE, GRAVITY FLOW

+ - Non-Irrigation Use - D/1 HOUSE

MICROFILMED
MAR 0 1993

Water right number - A36-10912

Prefix Translation: ADJUDICATION CLAIM

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
2 OTHER HOMES SHARE PIPELINE
|
THE POINT OF DIVERSION IN THIS CLAIM IS LOCATED IN BASIN 37 AND
THEREFORE IT HAS BEEN RENUMBERED TO: A37-14265.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
08/21/91 BAUMHOFF

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/07/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

MICROFILMED
MAR 01 1993

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: ~~A36-10912~~ ^{A37-14265}
Date Received: 12/ 7/1988
Receipt No: S004311
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EARL M HARDY 208-342-0090
Address: 1301 VISTA AVE
BOISE, ID 83705

2. Date of Priority: MAR 1, 1974

3. Source: SPRING Trib. to: BIRCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	35	NE	SW	SW		GOODING

5. Description of diverting works:
2 " PIPE, GRAVITY FLOW

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	2	NW	NE		DOMEST	

11. Place of use in counties: GOODING

^{A37-14265}
~~A36-10912~~

Page 1

Date: 08/21/91

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MAR 01 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
2 OTHER HOMES SHARE PIPELINE

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 _____

A37-14265
A36-10912

TELEPHONE & VISITOR LOG

Date: 8-19-91

Time: _____

Call ☒ Visit ☐

Name: EARL M. HARDY

Address: 1301 Nisto Ave

Boise ID 83705

Phone No.: 342-0090

Claim No(s): A37-14265 A37-04366 A65-10316 A65-10317

=====

RE: DO NOT INCLUDE IN "NOTICE OF APPEARANCE" for Bill Ringert

Conversation: Mr. Hardy stated to me that the above
4 Claims should not be included in ^a ~~a~~ Notice
of Appearance at this time. He wished that
all correspondence and Notices be sent to him
personally.

=====

Action Required:

file copy of this phone log in each file B

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MAR 01 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 22, 1991

Earl M. Hardy
1301 Vista Ave.
Boise, ID 83705

RE: Snake River Basin Adjudication (SRBA)
Gooding County - Notices of Claim #A37-14265
and A37-04366

Dear Mr. Hardy:

Thank you for returning the change of ownership for the Notices of Claim to the property you recently purchased from Mr. Douglas Elgan. I have completed the processing of the ownership change and copies of the two Claims are enclosed. As we discussed during our phone conversation August 19, 1991, I have changed the Identification number for your Notice of Claim to a Water Right #A36-10912. The new number for this claim is now A37-14265.

The Idaho Department of Water Resources assigns "administrative basin numbers" that represent a particular geographic area within the state. The "basin number" is used as a part of the identification number of the water right and is determined by the location of the point of diversion. During review of your change of ownership, it was discovered that your water right is diverted in "Basin 37" instead of "Basin 36". This change does not affect your claim in any other way.

I did notice that your Warranty deed references this Notice of Claim to a Water Right under the "Basin 36" number. You may wish to make a note about the change to the above "Basin 37" number. In all future inquiries or correspondence please refer to the new identification number. Please do not hesitate to contact me if you have any questions.

Sincerely,

Anna Baumhoff
Sr. Water Resource Agent
Adjudication Bureau

ALB:sf:south
Enclosures:

Copies of Claim #A37-04366
and A37-14265

MICROFILMED
MAR 01 1993

WATER RIGHT NUMBER - A37-14265

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
HARDY
EARL M
1 - 1301 VISTA AVE
2 -
3 -
CITY- BOISE STATE- ID ZIP- 83705
PHONE - 208-342-0090

*** O - ORIGINAL OWNER ***
ELGAN
DOUGLAS L.
1 - P.O. BOX 82
2 -
3 -
CITY- GOODING STATE- ID ZIP- 83330
PHONE - 208-934-4509

+ - - PRIORITY DATE - - + + - - REGION - - +
03/01/1974 ERROR IN REGION
+ - - - - STAGE - - - + + - - STATUS - - - - +
J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - - TRIBUTARY - - - - - +
SPRING BIRCH CREEK

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
06S 13E 35 NE SW SW (47) GOODING

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
07S 13E 2 NW NE 43 DOMESTIC (47) GOODING

+ - - DIVERSION MEANS - 2 " PIPE, GRAVITY FLOW
+ - - NON-IRRIGATION USE - D/1 HOUSE
+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
2 OTHER HOMES SHARE PIPELINE

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

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NOV 29 1996

WATER RIGHT NUMBER - A37-14265

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 08/21/91 BAUMHOFF

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 12/07/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S004311	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

075135022400A

DATA ENTRY
ENTERED 12-31-93 RS
CHECKED 2/4/94 DWP

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
MAPF Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 16 1992

CERTIFIED
FEB 23 1992
WATER EXAMINER

PROOF
JAN 17 1992

Change of
Ownership
Change of
Claims #
To Basin 37