

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: **A37-02639H**

Date Received: 10/ 2/1990

Receipt No: X777777

Received By: pk split transfer

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

1. Name: MAURICE HORNOCKER 208-788-0164
Address: PO BOX 929
BELLEVUE ID 83340

AND/OR

Name: LESLIE HORNOCKER 208-788-0164
Address: PO BOX 929
BELLEVUE ID 83340

2. Date of Priority: JUL 25, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	35	SE	NE			BLAINE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.120		14.00

7. Total Quantity Appropriated is:
0.120 C.F.S. (and/or) 14.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	18E	35	SE	NE		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	4.0
					Total Acres	4.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS FOR A PORTION OF A LICENSED RIGHT WHICH WAS PURCHASED TOGETHER WITH BLOCKS 1 & 2, BROADFORD POLO SUBD., WHICH HAVE BEEN REPLATED INTO RESIDENTIAL LOTS. THE REMAINING PORTION IS OWNED BY THE LOT OWNERS IN BLOCK 3 OF THIS SUBD.

THIS CLAIM IS A PORTION OF A37-02639A WHICH WAS SPLIT INTO PARTS C AND D PURSUANT TO APPROVED TRANSFER NO. 4154. THIS C PART WAS THEN SPLIT INTO PARTS E AND F AS A RESULT OF APPROVED TRANSFER NO. 4426. (.04 CFS WAS FORFEITED IN THE TRANSFER PROCESS). jr

THIS CLAIM IS A PORTION OF A37-02639E WHICH WAS SPLIT PURSUANT TO APPROVED TRANSFER NO. 4893. 8/3/99 jr

PROPERTY IS ALSO KNOWN AS LOT 1, BLK 1, BROADFORD POLO SUBDIVISION.

15. Basis of Claim: LICENSE

Water Right Number: 33024

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: _____

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

RECEIVED

MAY 06 1998

Department of Water

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

1. Water Right Number(s) _____
 Adjudication Claim Number(s) A37-02639E
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE, POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Services Agency (formerly ASCS) AERIAL PHOTO with irrigated acre outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Bruce Tidwell and Leslie Anne Tidwell G
 Owner/Claimants
P. O. Box 2919, Ketchum, ID 83340
4. New Owner/Claimant(s) Maurice Hornocker and/or Leslie Hornocker, fka Leslie W. Ratti H
 Name connector (check one): [] AND, [] OR, [X] AND/OR
 New Mailing Address P. O. Box 929
 City, State and ZIP Code Bellevue, ID 83313
 New Telephone Number (208) 788 - 0164
5. Date you acquired the property October 20, 1989
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water rights(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 4 Number and type of stock _____
 Diversion rate in CFS 0.12 Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Leslie Hornocker Date 4-20-98
 Owner/Claimant(s) LESLIE HORNOCKER
 Date _____
 (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Order No. 13894

THIS BLANK FORM IS PUBLISHED BY FIRST AMERICAN TITLE CO.

WARRANTY DEED

For Value Received

Bruce Tidwell and Leslie Anne Tidwell, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
 Leslie W. Ratti, an unmarried woman
 whose address is: P. O. Box 2258, Bailey, ID 83333

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 1 in Block 1 of THE REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION,
 according to the official plat thereof, recorded as Instrument No. 309843, records
 of Blaine County, Idaho.

Together with any and all water rights appurtenant thereto.

FIRST AMERICAN TITLE CO.
 BLAINE CO. REQUEST

311594

OF: *deed*
 '89 OCT 20 PM 3:41
 MARY GREEN, CLERK
 FEES \$3.00

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

Dated: October 18, 1989

Bruce Tidwell
 Bruce Tidwell

Leslie Anne Tidwell
 Leslie Anne Tidwell

STATE OF *Idaho* COUNTY OF *Blaine*
 On this *18th* day of *October*, 1989,
 before me, a Notary Public in and for said State, personally appeared
 Bruce Tidwell and Leslie Anne Tidwell

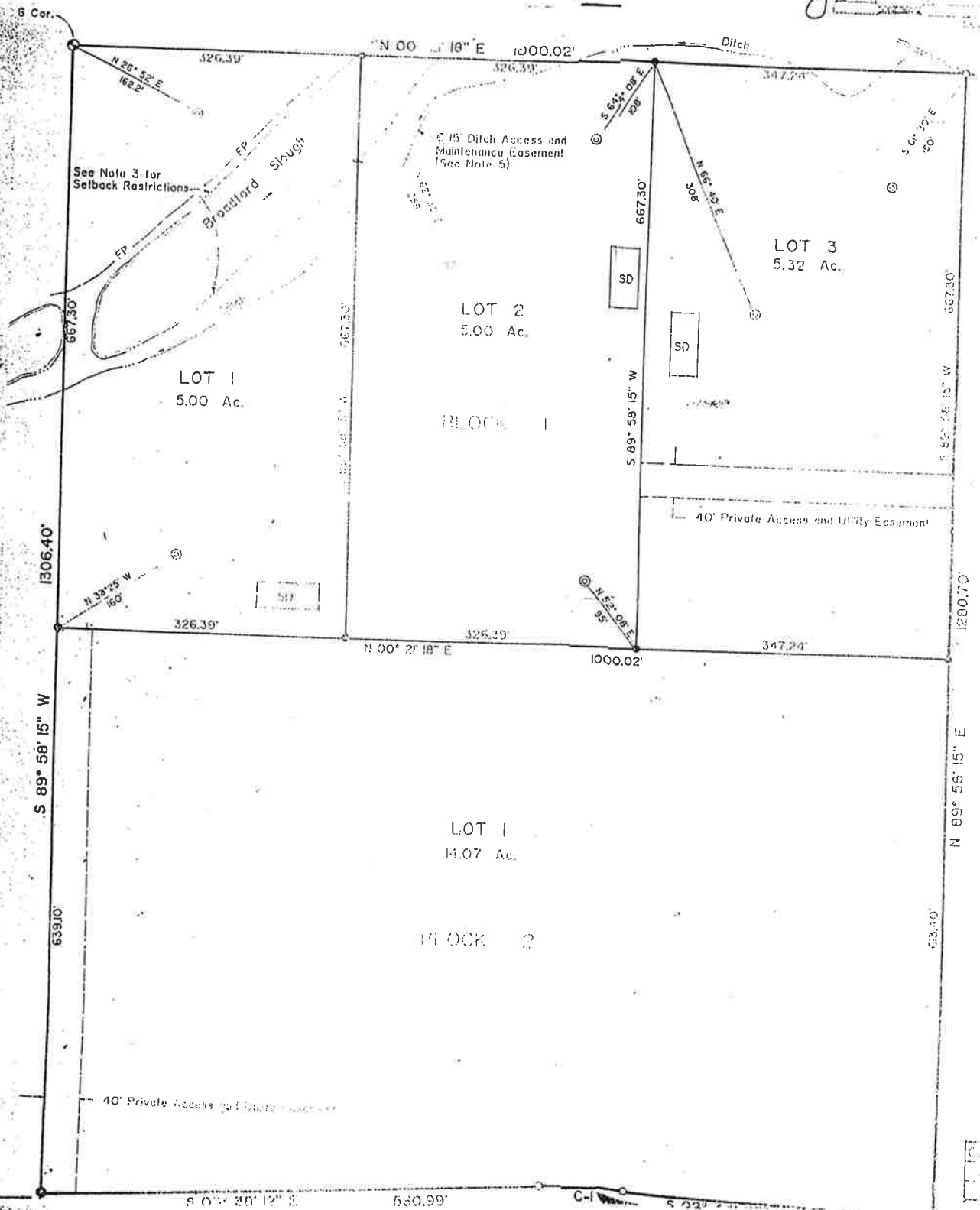
proved to me on the basis of satisfactory evidence or known to me, to be the person whose name is set forth in the foregoing instrument, and acknowledged to me that they executed the same.

Mary Green
 Notary Public

Residing at *Bailey*
 Commission Expires *5/1/93*

Instrument No.

RATTI: Sec 0 T.2N R.18E Bm. Wane County





NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

DATE OF CLOSING: May 25, 1991

JUL 09 1996

LEGAL DESCRIPTION OF PROPERTY: Township 2N Range 18 E Department of Water Resources
Section 35, SW 1/4 of SE 1/4 of NE 1/4, Govt. Lot , BM. Southern Region
Lot 1, Block, 1, Subdivision/Townsite Broadford Polo Club Subdivision
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) 37-02639 E → G
Assigned by IDWR: → H
- ☒ Name and Address of Former Owner/Claimant(s)(Seller): Bruce Tidwell and/or Leslie Ann Tidwell (G)
P.O. Box 2919
Ketchum, ID 83340
- ☐ New Owner/Claimant (Purchaser): Maurice Hornocker and/or Leslie Hornocker (H)
P.O. Box 929
- ☐ New Mailing Address: Bellevue, Idaho 83313
- ☐ New Telephone Number: (208) 788 - 0164
- ☒ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
The water right has been allocated among four (4) lots within the subdivision.
Hornocker's property has been allocated 0.115 cfs.

- ☒ Attach proof of ownership, describe proof attached: Warranty deed and amendment to CC&Rs allocating portion of right to property.
(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): *Maurice Hornocker* Date 6/28/96
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: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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

Order No. 13894

THIS BLANK FURNISHED BY FIRST AMERICAN TITLE CO.

WARRANTY DEED

For Value Received

Bruce Tidwell and Leslie Anne Tidwell, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
 Leslie W. Ratti, an unmarried woman
 whose address is: P. O. Box 2258, Hailey, ID 83333

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Lot 1 in Block 1 of THE REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION,
 according to the official plat thereof, recorded as Instrument No. 309843, records
 of Blaine County, Idaho.

Together with any and all water rights appurtenant thereto.

311594
 FIRST AMERICAN TITLE CO.
 BLAINE CO. REQUEST
 OF: *deed*
 89 OCT 20 PM 3 41
 MARY GREEN, CLERK *JK*
 FEES \$ 3.00

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

Dated: October 18, 1989

Bruce Tidwell
 Bruce Tidwell

Leslie Anne Tidwell
 Leslie Anne Tidwell

STATE OF *Idaho* COUNTY OF *Blaine*
 On this *18th* day of *October*, 1989,
 before me, *Notary Public*, and for said State, personally appeared

Bruce Tidwell and Leslie Anne Tidwell

proved to me on the basis of satisfactory evidence or known to me to be the person whose name *SAT* subscribed to this instrument and acknowledged to me that he executed the same.

Notary Public
 Residing at *Hailey*

Instrument No.

BCT #19913427

QUITCLAIM DEED

For Value Received Maurice Gail Hornocker, a married man
hereby conveys, releases, remises and forever quits claim unto
Leslie W. Ratti, a married woman

whose address is :

the following premises, to wit:

Lot 1 in Block 1 of A REPLAT OF BLOCKS 1 AND 2, BROADFORD POLO CLUB
SUBDIVISION, recorded October 19, 1989, as Instrument No. 211505,
records of Blaine County, Idaho.

together with their appurtenances.

Dated:

Maurice Gail Hornocker
Maurice Gail Hornocker

State of Idaho)
County of Blaine) ss

On this 2nd day of May, 1991, before me, a notary public in
and for said State, personally appeared Maurice Gail Hornocker
known to me to be the persons whose names are subscribed to the
within instrument, and acknowledged to me that they executed the
same.

[Signature]
Notary Public
Residing at: Idaho Falls, ID
Commission Expires: 5/1/93

AND BY REQUEST

BLAINE COUNTY TITLE

EX-100-2-03

330463

382

MP

Deed

BCT #19913427

WARRANTY DEED

For Value Received Leslie W. Ratti, a married woman
the Grantors, do hereby grant, bargain, sell and convey unto
Jack Marshall and Susan Marshall,
husband and wife

whose address is: [redacted]
the grantee, the following described premises, to-wit:

Lot 1 in Block 1 of A REPLAT OF BLOCKS 1 AND 2, BROADFORD POLO CLUB
SUBDIVISION, recorded October 19, 1989, as Instrument No. 311505,
records of Blaine County, Idaho.

TO HAVE AND TO HOLD the premises with their appurtenances unto the
said Grantees, their heirs and assigns forever. And the said
Grantors do hereby covenant to and with the said Grantees, that
they are the owners in fee simple of said premises that said
premises are free from all encumbrances except the 1991 taxes and
assessments and that they will warrant and defend the same from
all lawful claims whatsoever.

Dated: 11/1/96

Leslie W. Ratti

State of Idaho)

) ss

County of Blaine)

BCT #19913427



WARRANTY DEED

For Value Received Jack Marshall and Susan Marshall,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto
Maurice Gail Hornocher, a married man

whose address is: *P.O. Box 22224, Boise, ID 83722*
the grantee, the following described premises, to-wit:

Lot 1 in Block 1 of A REPLAT OF BLOCKS 1 AND 2, BROADFORD POLO CLUB
SUBDIVISION, recorded October 19, 1989, as Instrument No. 311505,
records of Blaine County, Idaho.

TO HAVE AND TO HOLD the premises with their appurtenances unto the
said Grantees, their heirs and assigns forever. And the said
Grantors do hereby covenant to and with the said Grantees, that
they are the owners in fee simple of said premises that said
premises are free from all encumbrances except the 1991 taxes and
assessments and that they will warrant and defend the same from
all lawful claims whatsoever.

Dated:

Jack Marshall
Jack Marshall

Susan Marshall
Susan Marshall

State of *Idaho*)
County of *Blaine*) ss

On the *25th* day of *MAY*, 1991 before me, a notary public
in and for said State, personally appeared Jack Marshall and Susan
Marshall known to me to be the persons whose names are subscribed
to the within instrument, and acknowledged to me that they executed
the same.

Patricia C. Anderson
Notary Public
Blaine County, Idaho
Commission Expires: *6/7/91*



BLAINE CO. REQUEST

BLAINE COUNTY TITLE

JUN 20 1996

330465

3 *2* *7th* *Book*

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

James P. Speck, Esq.
Hague, Speck & Aanstad
200, Box 787
Ketchum, ID 83340

BLAINE CO. REQUEST
OF *John Edwards*
204 P'S
90 JUL 24 PM 3 45
MARY GREEN, CLERK
FEES \$ 12.00

322011

(Space above line for Recorder's use)

FIRST AMENDMENT TO
AMENDED AND RESTATED
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
BLOCKS 1 AND 2, BROADFORD POLO CLUB SUBDIVISION, AS REPLATTED

THE UNDERSIGNED, being the owners of all of the Lots of Blocks 1 and 2, Broadford Polo Subdivision, As Replatted, hereby amend the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Blocks 1 and 2, Broadford Polo Subdivision, As Replatted, recorded October 19, 1989 as Instrument No. 311505, records of Blaine County, Idaho (hereinafter referred to as the "Declaration"), as follows:

1. The second sentence shall be amended to correct a typographical error and shall read as follows:

The Owner of Lot 1, Block 2 shall indemnify and hold harmless the Owner of Lot 3, Block 1, his agents, employees, invitees and guests, from any and all costs, expenses, liability, loss, damage or injury to person or property in any manner arising out of or related to the use, maintenance or repair of this easement by the Owner of Lot 1, Block 2, his agents, employees, invitees or guests, unless caused by the negligence or other wrongful act or acts of the Owner of Lot 3, Block 1, his agents, employees, invitees or guests.

2. Section 9.2 of the Declaration shall be changed to reflect the fact that Declarant was able to only acquire 0.671 cfs of Idaho Water Right No. 37-02639, and shall read as follows:

9.2 Irrigation Water. Declarant is the owner of the following-described irrigation water right appurtenant to the Property: 0.671 c.f.s. of Idaho Water Right No. 37-02639, for the diversion of groundwater with a priority date of July 25, 1966. This irrigation water right is allocated to the Lots as follows:

FIRST AMENDMENT - 1

Maile L. Edwards
Bot 2919
Ketchum

<u>LOT</u>	<u>BLOCK</u>	<u>AMOUNT</u>
1	1	0.115412 cfs
2	1	0.115412 cfs
3	1	0.115412 cfs
1	2	0.324476 cfs
TOTAL		0.671 cfs

The Owners of Lots shall be responsible, at their sole cost and expense, for obtaining the approval of the Idaho Department of Water Resources (the "Department") for the transfer to their Lots of the point of diversion and place of use of their portions of such water right, and for constructing, maintaining, repairing and operating the well or wells necessary to put such water to beneficial use on their Lots. Declarant does not make any representations as to the likelihood of approval by the Department of such transfers, and each Owner shall accept title to his share of this water right "AS IS".

2. All of the other provisions of the Declaration shall remain the same.

IN WITNESS WHEREOF, this instrument is signed on the dates set forth below.

OWNER OF LOT 1, BLOCK 1

DATE: July 5, 1990

Leslie W. Ratti
(Leslie W. Ratti)
LESLIE W. RATTI

OWNER OF LOT 2, BLOCK 1

DATE: JULY 16, 1990

Edwin I. Mosher, Jr.
EDWIN I. MOSHER, JR., TRUSTEE
OF THE EDWIN I. AND RUTHIE T.
MOSHER 1988 TRUST

DATE: July 16, 1990

Ruthie T. Mosher, Jr.
RUTHIE T. MOSHER, JR., TRUSTEE
OF THE EDWIN I. AND RUTHIE T.
MOSHER 1988 TRUST

FIRST AMENDMENT - 2

OWNERS OF LOT 3, BLOCK 1, AND LOT 1, BLOCK 2

DATE: July 24, 1990

Bruce Tidwell
BRUCE TIDWELL

DATE: JULY 24, 1990

Leslie Anne Tidwell
LESLIE ANNE TIDWELL

STATE OF IDAHO)

County of Blaine)

SS.

On this 24th day of July, 1990, before me the undersigned notary public in and for said state, personally appeared LESLIE W. RATTI, known or identified to me to be the person whose name is subscribed to 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 first above written.



Notary Public for Idaho

Residing at: Hailey, Idaho

STATE OF ~~IDAHO~~ California

County of ~~Blaine~~ Los Angeles

SS.

On this 16th day of July, 1990, before me the undersigned notary public in and for said state, personally appeared EDWIN I. MOSHER and RUTHIE T. MOSHER, known or identified to me to be the person whose name is subscribed to the foregoing instrument as Trustees of the Edwin I. and Ruthie T. Mosher 1988 Trust, and acknowledged to me that they executed the same as such trustees.

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



Cassandra Rowe
Notary Public for ~~Idaho~~ California

Residing at: _____

FIRST AMENDMENT - 3

STATE OF IDAHO)
County of Blaine)

ss.

On this 24th day of July, 1990, before me the undersigned notary public in and for said state, personally appeared BRUCE TIDWELL and LESLIE/ANNE TIDWELL known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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



Nancy A. J. Redding
Notary Public for Idaho
Residing at: Buller

j:\tdwilland.ccr
6/25/90

FIRST AMENDMENT - 4

12/27/2006

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

RIGHT NUMBER: 37-2639H

NAME AND ADDRESS: LESLIE HORNOCKER
PO BOX 929
BELLEVUE ID 83313

MAURICE HORNOCKER
PO BOX 929
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.120 CFS
14.000 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Right Nos. 37-2639H and 37-20803 are limited to a total combined diversion rate of 0.12 cfs.

PRIORITY DATE: 07/25/1966

POINT OF DIVERSION: T02N R18E S35 SWSENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.120 CFS 14.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35 SENE 4.00

4 ACRES TOTAL

Place of use is located within Lot 1, Block 1, Broadford Polo Subdivision.

Right Nos. 37-2639H and 37-20803 are limited to the irrigation of a combined total of 4.0 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.

12/27/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.



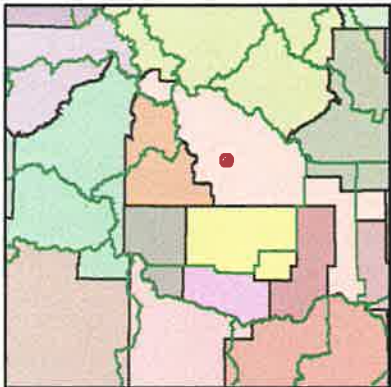
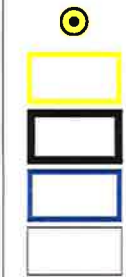
Idaho Department of Water Resources

SRBA Recommendation:

37-2639H

(Irrigation)

Legend



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

A scale bar showing distances of 0, 0.1, and 0.2 miles.

Prepared by S. Keen
On Wednesday, December 27, 2006
2004 Aerial Photography



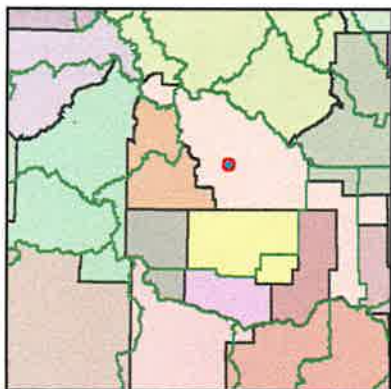
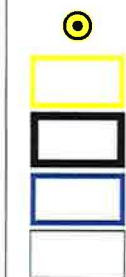
Idaho Department of Water Resources

SRBA Recommendation:

37-2639H

(Irrigation)

Legend



Blaine County
IDWR Basin 37



Prepared by S. Keen
On Wednesday, December 27, 2006
2004 Aerial Photography



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 29, 2006

MAURICE AND LESLIE HORNOCKER
PO BOX 929
BELLEVUE ID 83313

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #37-2639H and 37-20803

Dear Claimants:

records modified 12-6-06

The Postal Service advised us your address has changed to the above address.

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 rights you have**, and return this letter by December 12, 2006. 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. Be sure to list your water right numbers.

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

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Maurice Hornocker
Water Right Holder's Signature

12-1-06

208-788-0164
Telephone No.

SCANNED

DEC - 6 2006

37-2639 H
37-20803

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

☒ No account number on mail
☐ Account number illegible

Addressee's Name

Leslie Hornocker Maurice Hornocker

Old Address (Include apartment or suite number)

40 Heronwood Ln

City, State, and ZIP Code

Bellevue 12 83313

New Address (Include apartment or suite number)

P.O. Box 929

City, State, and ZIP Code

Bellevue 12 83313

This card is furnished: ☒ For address correction, as requested (your mailpiece was forwarded).
☐ In place of Form 3579 (see reason for nondelivery below).

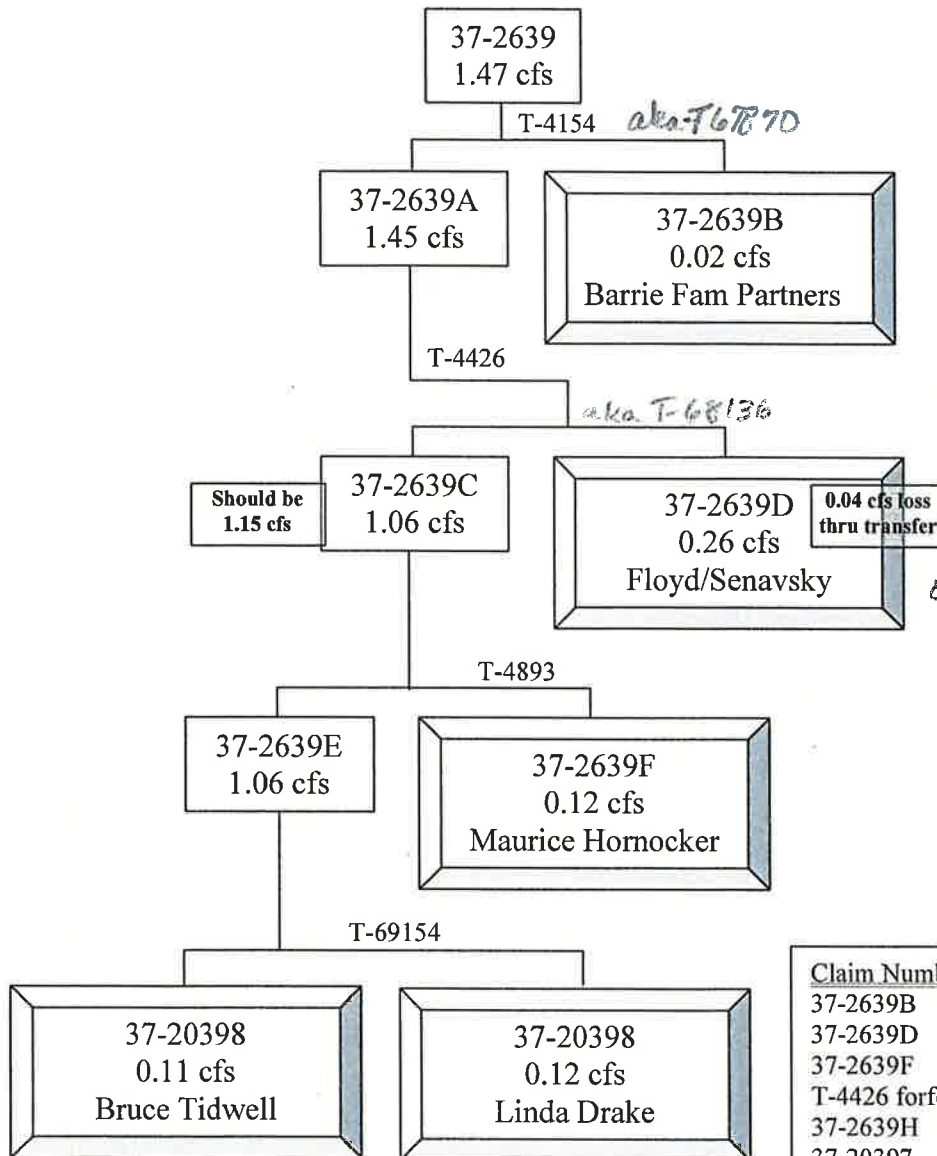
The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

☐ Moved, left no address ☐ No such street ☐ No such number
☐ Refused ☐ Attempted, not known ☐ Unclaimed

PS Form 3547, June 1995

SCANNED

DEC - 6 2006



Copied fm remarks

Adjudication Claim Report **37-2639G** A37-02639A WHICH WAS SPLIT INTO PARTS C AND D PURSUANT TO APPROVED TRANSFER NO. 4154. THIS C PART WAS THEN SPLIT INTO PARTS E AND F AS A RESULT OF APPROVED TRANSFER NO. 4426. (.04 CFS WAS FORFEITED IN THE TRANSFER PROCESS). jr

THIS CLAIM IS A PORTION OF A37-02639E WHICH WAS SPLIT INTO PARTS G AND H PURSUANT TO APPROVED TRANSFER NO. 4893.

Claim Number	Rate	Associated with WR
37-2639B	0.80 cfs	37-2639E (roughly associated)
37-2639D	0.02 cfs	37-2639B
37-2639F	0.26 cfs	37-2639D
T-4426 forfeited	0.04 cfs	
37-2639H	0.12 cfs	37-2639F
37-20397	0.11 cfs	37-20397
37-20398	0.12 cfs	37-20398
total	1.47 cfs	

Allocations split tree does not track well as far as the diversion rate splits, however the combined claimed rates total to the original licensed rate. This total recognizes the 0.04 cfs forfeited through T-4426.



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 DEPT INTERNET WEB SITE: www.idwr.idaho.gov

SOUTHERN REGION

JAMES E RISCH
GOVERNOR

KARL J DREHER
DIRECTOR

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Rate(cfs)</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Version</u>
37	2639 B			0.8 IRRIGATION	BROADFORD POLO SUBDIVISION OWNERS ASSN	
37	2639 D			0.02 IRRIGATION	BARRIE FAMILY PARTNERS	
37	2639 F		<u>.04</u>	0.26 IRRIGATION	FLOYD, CHARLES TIMOTHY ; SENAVSKY, LUBOFF	
37	2639 H			0.12 IRRIGATION	HORNOCKER, LESLIE ; HORNOCKER, MAURICE	
37	20397			0.11 IRRIGATION	TIDWELL, BRUCE S ; TIDWELL, LESLIE A	
37	20398			0.12 IRRIGATION	DRAKE, LINDA O	
			1.43			
			<u>.04</u>			
			<u>1.47</u>			

If you have additional questions you can reach me at the number listed above.

Sincerely

37- 2639F claim amended to

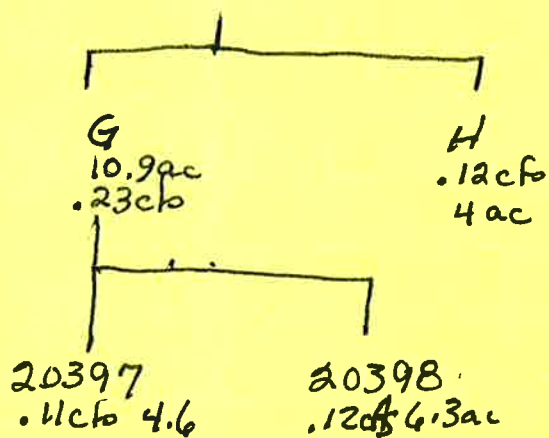
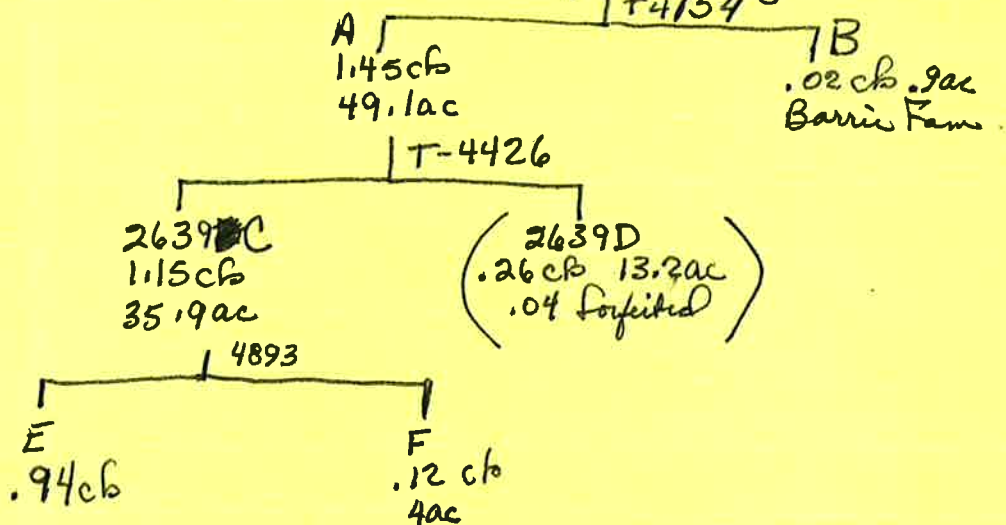
Kelly K Christensen

Sr Water Resource Agent

E-mail address: kelly.christensen@idwr.idaho.gov

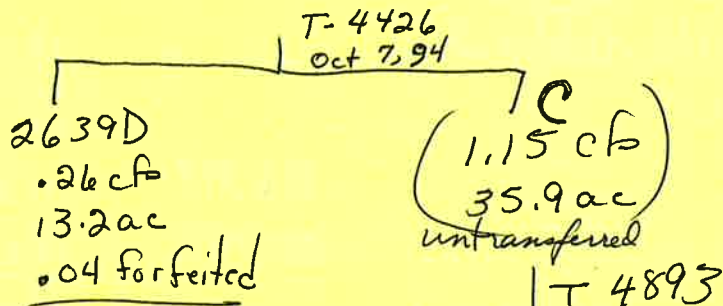
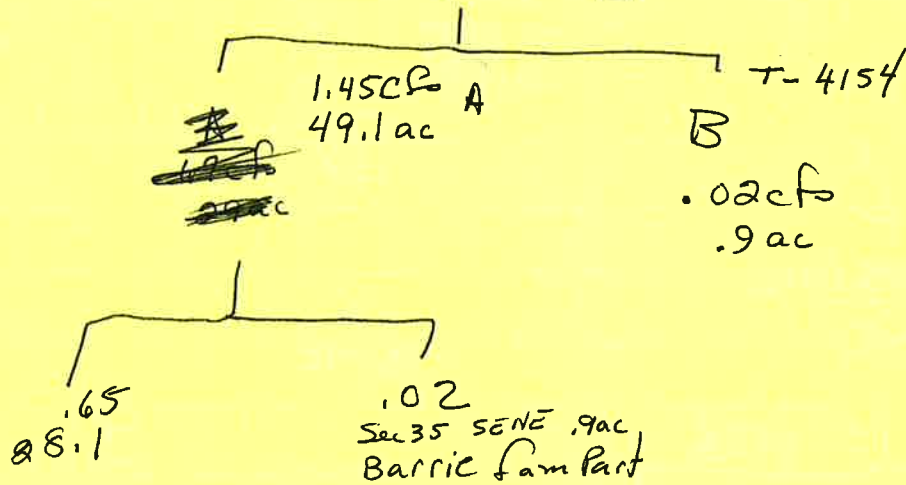
enclosures

37-2639
1.47cb 50ac
irrigation only

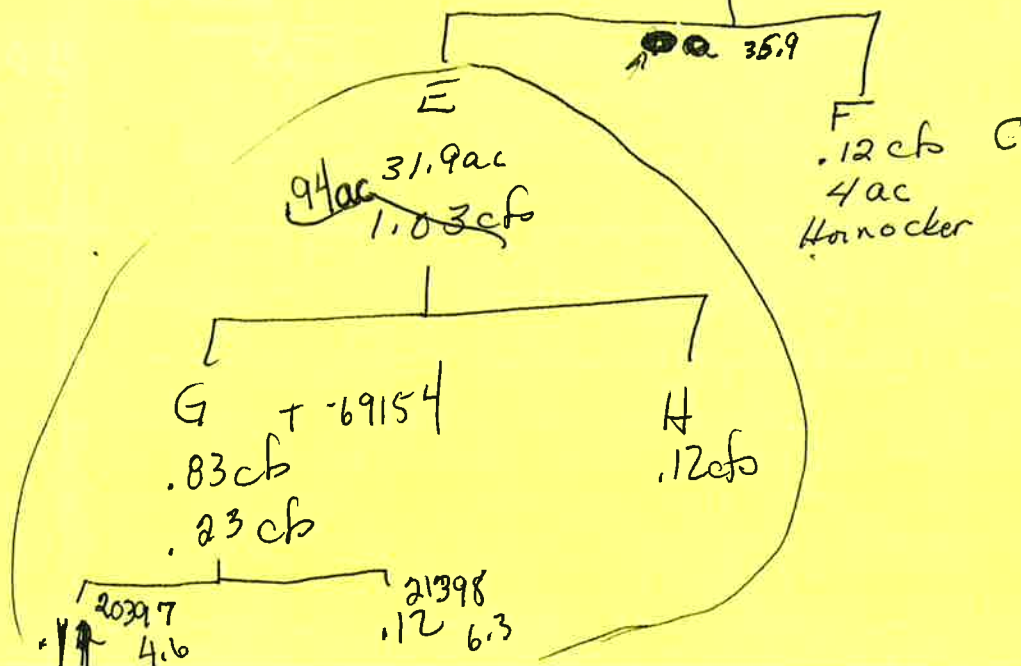


37-2639

1.47 cfb (50 ac)
irrigation only



E - H



G

H 4 ac .12

20397 6.3 .11

20398 4.6 .12 cfb

A37-2639A

.671 cb

29 ac

Per T-~~4426~~
4,54

2639B

.79 cb

21 ac

C

28.1 ac

.65

.02
Barrie

T-4426

E

(.35 cb
14.9 ac)

F

Floyd

26 (13.2 ac)
(with .04 cb forfeited)

Lic = 1.47 cb

B .80 cb 21 ac

D .02 cb .9 ac
(.04 forfeited)

F .26 13.2 ac

4 .12 cb 4 ac

1.20 cb

20397 .11 cb 4.6 ac

20398 .12 cb 6.3 ac

1.43 cb
.04 forfeited

1.47 50 ac



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

SOUTHERN REGION

August 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES P SPECK
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RE: OWNERSHIP CHANGE/SPLIT - SRBA CLAIM NO. A37-02639H-HORNOCKER

Mr. Speck;

Pursuant to the notification that you are representing the claimant on the above referenced Adjudication Claim, please find the enclosed copy of claim #A37-02639H. As the Hornocker's purchased only a portion of the property represented by the original right, the Department split A37-02639E into parts G and H. Tidwell's portion has been renumbered to A37-02639G and the Hornocker's portion is A37-02639H. Please look the records over carefully to be sure they correctly reflect the intended change.

If you should have any questions, feel free to give me a call at the office.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

/jlr

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

April 28, 1998

RECEIVED

MAY 06 1998

Department of Water Resources
Cody, Idaho

Mr. Alan Merritt
Idaho Department of Water Resources
222 Shoshone East
Twin Falls ID 83301

Re: SRBA Claim No. A37-02639E

Dear Alan:

Enclosed you will find a Notice of Change of Water Right Ownership for a portion of the above-referenced claim known by Maurice Hornocker and/or Leslie Hornocker, fka Leslie W. Ratti. Once the ownership change and split has been completed in your records, please send me a printout of the claim as it stands in my clients' names.

Kindly call if you have any questions. Thank you.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:rsd
enclosure
cc: client, w/encl.

Claimants Names:

Maurice Hornocker and Leslie Hornocker

Attorney Name & Address:

**James P. Speck
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 93340
(208) 726-4421
FAX: (208) 726-0752**

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

This is a notice of appearance by counsel on behalf of the new claimants and owners of the water rights identified below.

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimants Maurice Hornocker and Leslie Hornocker for the following water right claim which is not the subject of any subcase: A37-02639E.

DATED this 27th day of April, 1998.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of April, 1998, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

Chief, Natural Resources Division
Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

- ☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

- ☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources
Document Depository
P.O. Box 83720
Boise, ID 83720-0098

- ☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK

RECEIVED

APR 30 1998

Department of Water Resources

Claimants Names:

Maurice Hornocker and Leslie Hornocker

*not
claimant*

Attorney Name & Address:

James P. Speck

Speck & Aanestad

A Professional Corporation

120 East Avenue

P. O. Box 987

Ketchum, Idaho 93340

(208) 726-4421

FAX: (208) 726-0752

RECEIVED

MAY 27 1998

Department of Water Resources
Southern Region

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

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A

DATED this 27th day of April, 1998.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

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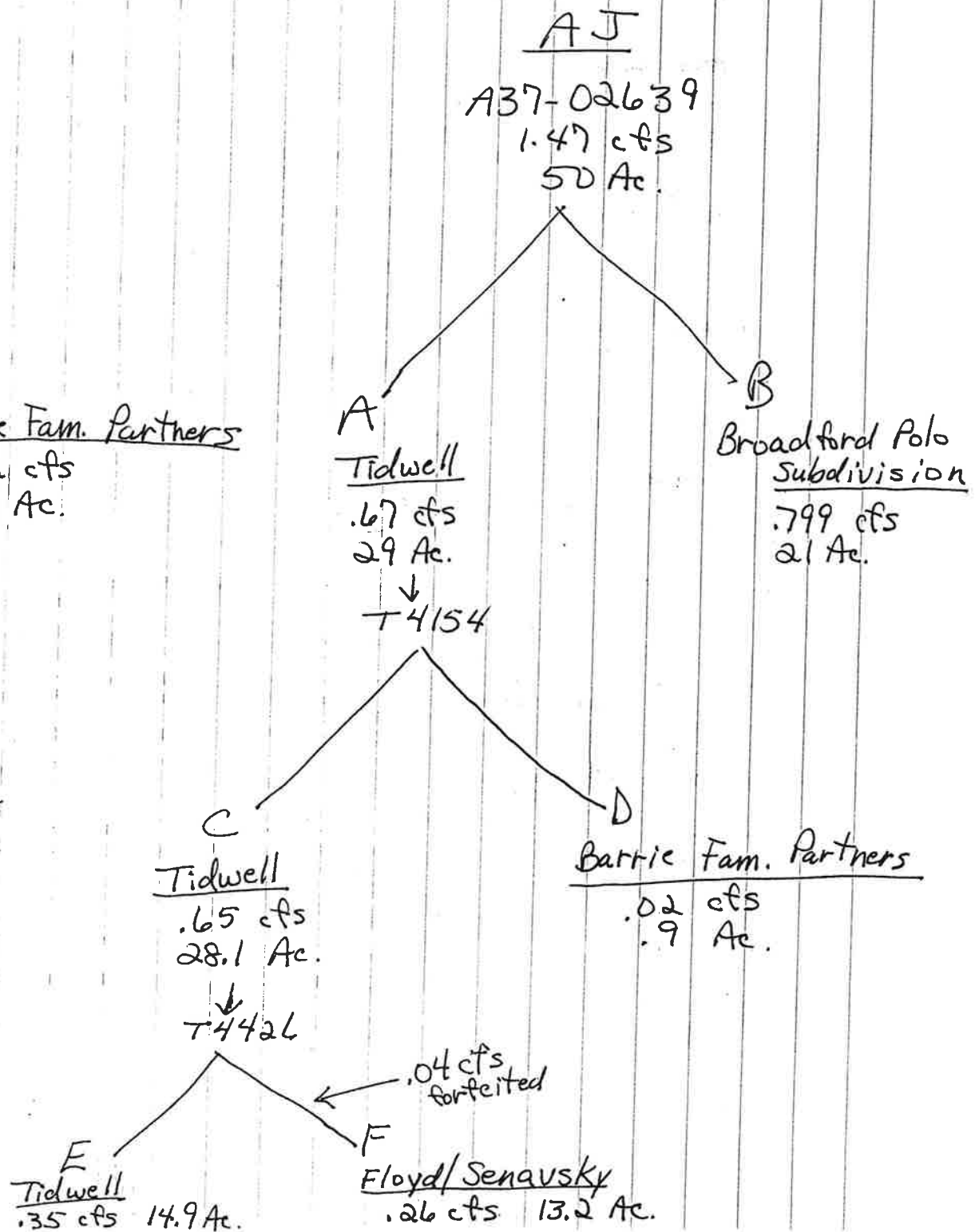
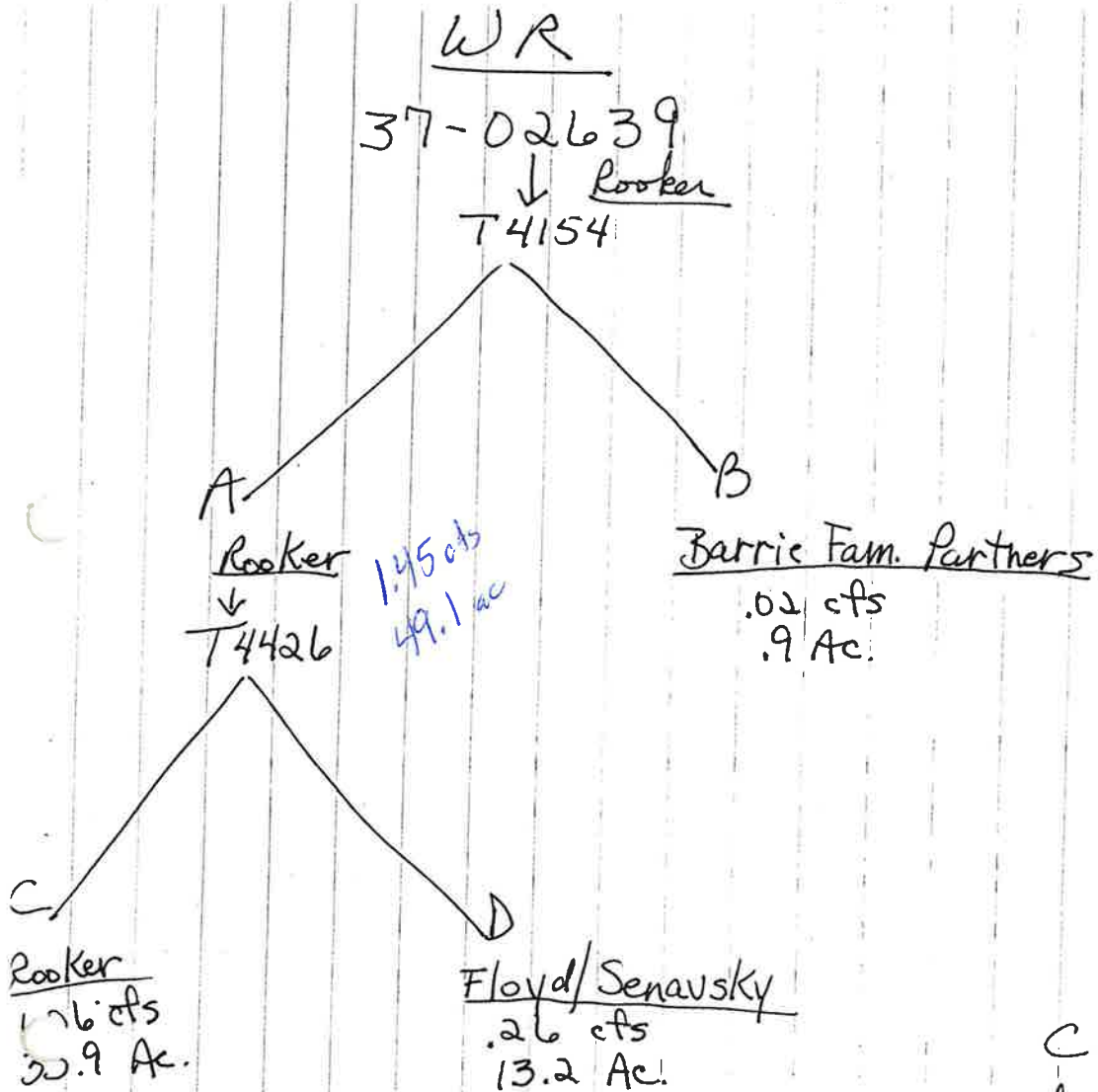
The United States Department of Justice
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JAMES P. SPECK



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4893
WATER RIGHT NO. 37-02639F

REC

D

NOV 24 1997

Department of Water Resources
Southern Region

This is to certify that: MAURICE HORNOCKER
LESLIE HORNOCKER
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.12 CFS	14.0 AF

SOURCE

GROUNDWATER

Priority: 07/25/1966

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 35, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	35	SENE	4		4
Total number of acres irrigated:						4

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

TRANSFER NO. 4893
WATER RIGHT NO. 37-02639F

CONDITIONS OF APPROVAL AND REMARKS

6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Place of use is located within Lot 1, Block 1, Broadford Polo Subdivision.

Dated this 19th day of November, 1997.


Chief, Water Allocation Bureau

RECEIVED

JUL 09 1996

RECEIVED

OCT 02 1996

Transfer No. 4893Department of Water Resources
Southern Region STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of applicant: Maurice Hornocker and/or Leslie Hornocker, husband and wife Phone: 1-208-726-4421Post Office address: c/o James P. Speck, Hogue, Speck & Aanestad, P. O. Box 987, Ketchum, ID 83340**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes: Portion of water right allocated to Applicants' property is currently delivered via a distribution system from a common well located off Applicants' property. Applicants now desire to drill a well upon their property for delivery of water.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

Right Number	Priority	Amount	Nature of Use	Period of Use	Volume
37-02639 F	July 25, 1966	0.115 cfs	irrigation	April 1 to November 1	12.5 AF

2. Total amount of water being transferred: 0.115 cubic feet/second and/or 12.5 acre-feet per annum.

3. Source of water: ground water tributary to _____

4. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	NE	35	2N	18E	Blaine	

5. Lands irrigated or Place(s) of Use: No Change

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	35				5.0												5.0	

Total acres: 5.0

RECEIVED
DEC 18 1996

6. General Information:

- a. Description of diversion system Well, pump, residential sprinkler irrigation system

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: None.

d. Remarks: Place of use of Lot 1, Block 1, Broadford Polo Club Subdivision. Copies of the Warranty Deed whereby Applicants acquired this property and the Amendment to Declaration of CC&R's whereby Applicants were allocated their portion of the water right are appended hereto as Exhibits A and B, respectively.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said Application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19_____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
In case of _____ vs. _____
Dated _____ in _____ county of _____
- b. License No. 37-02639 Issued by the Idaho Department of Water Resources.
- c. Claim No. A37-02639E on file with the Idaho Department of Water Resources.
- d. Transfer No. 4154, 4426 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Check appropriate box below.

____ Tax notice X Warranty Deed ____ Other

3. Source of water: groundwater4. Date of priority: July 25, 1966

5. Water is used for the following purposes:

* 1.06
amount 674 cfs for Irrigation purposes from April 1 to November 1
* 1.06 * 125.7

6. Total amount of water under right 674 cubic feet/second and/or 72.5 acre-feet per annum.

7. Point(s) of Diversion:

* Connected 7-15-96 ga

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	NE	35	2N	18E	Blaine	

8. Lands irrigated or place(s) of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	35	12			29													35.9 29.0 *

* * 23.9Total acres: 29.0 35.99. Describe any other water rights used for the same purpose as described above 37-00687

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No. If yes, describe _____

B. DESCRIPTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit parts B and C)

1. amount 0.115 cfs for Irrigation purposes from April 1 to November 1.

2. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	NE	35	2N	18E	Blaine	

3. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	35				5.0													5.0

Total acres: 5.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

(See Part A of this Part 2, above)

1. amount ~~556~~ 0.945 cfs for irrigation purposes from April 1 to November 1

2. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	NE	35	2N	18E	Blaine	

3. Lands irrigated or Place(s) of Use: See A,8 of Part 2, above.

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	35	12			24.0													24.0

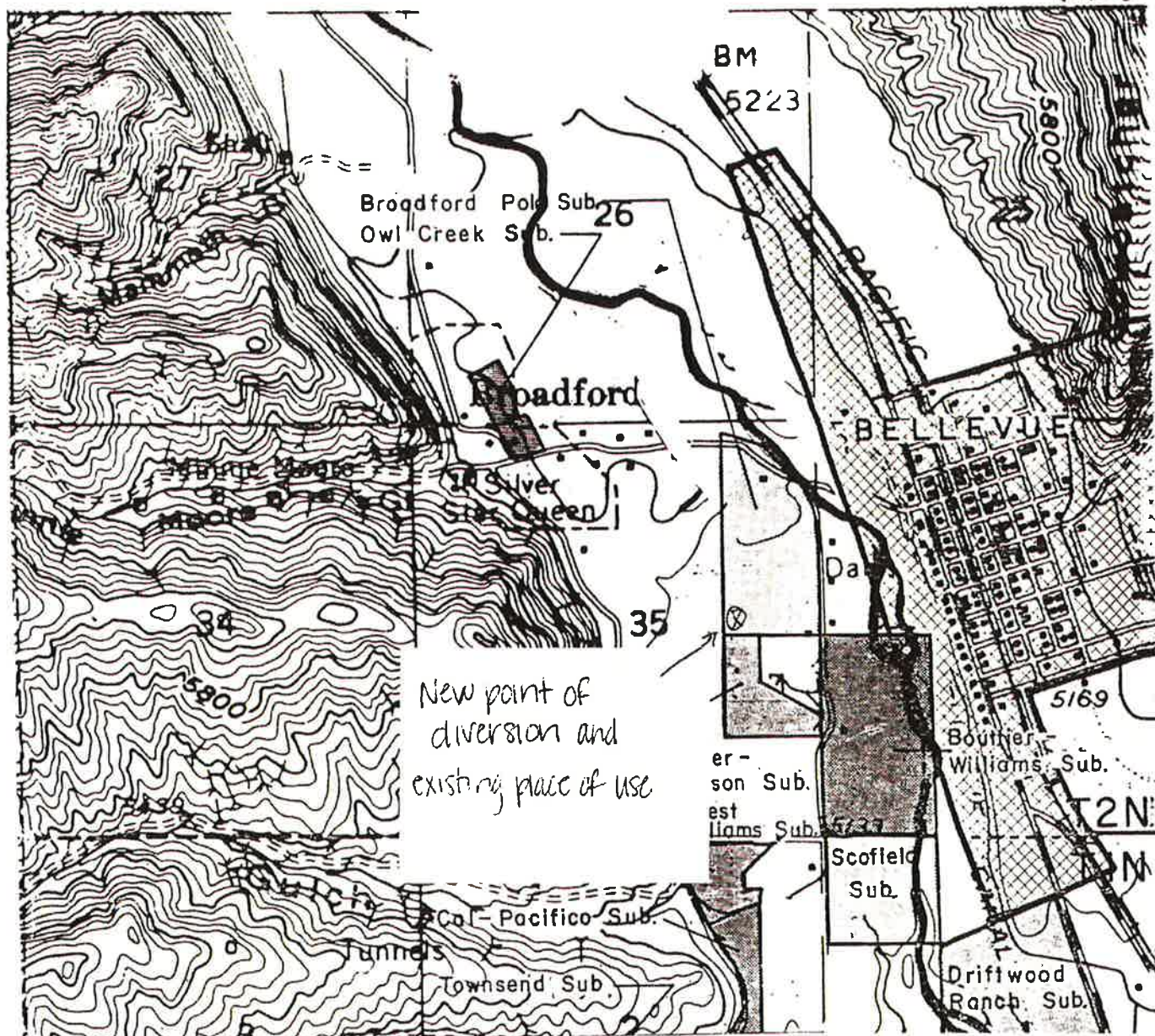
* * 18.9

Total acres: 24.0 30.9*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

RISE RME



MICROFILMED

DEC 08 1997

PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/AF)	<u>Hours/Days/Year</u>	<u>Period Of Use</u>
			to
			to
			to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

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

DATE: 6/28/96

Leslie W. Hornocker
LESLIE W. HORNOCKER

Subscribed and sworn to before me this 28 day of June, 1996.

Kelly Karst
Notary Public for Idaho
Residing at Blaine
My commission expires 7-12-2001

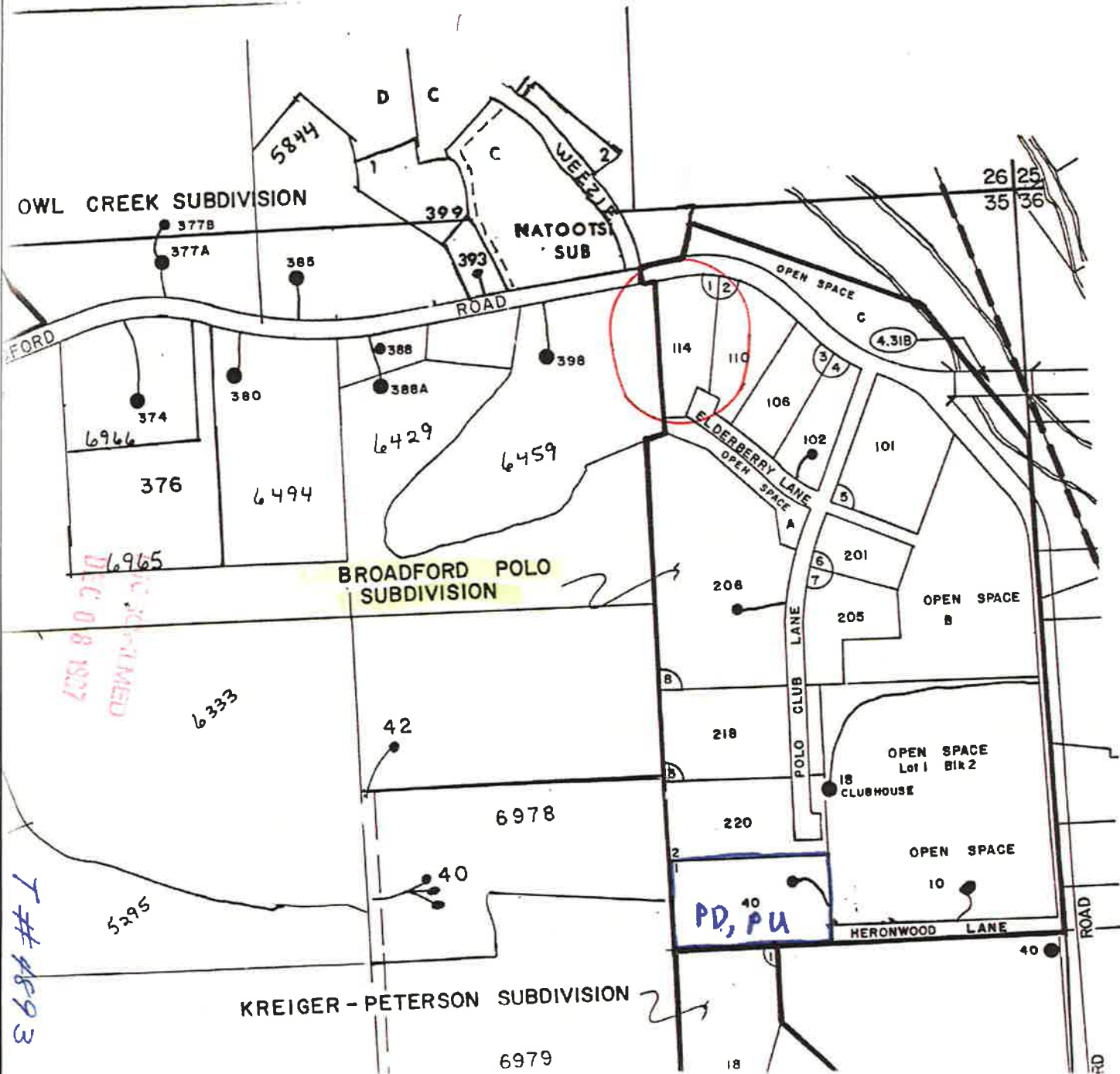
FOR DEPARTMENT USE ONLY

Received by H. Hornocker attached Date 7-9-96
Prelim. check by J. F. Stanton Fee \$100.00
Receipted GLS # 5019318
Published in Wood River Journal
Pub. dates 9/4 & 9/11/96 Recommend: ☒ approve ☐ deny
Watermaster recommendation requested rec'd
Field exam conducted (required for statutory claims)

Protest filed by: Hearing held by:

SCALE
1" = 500'

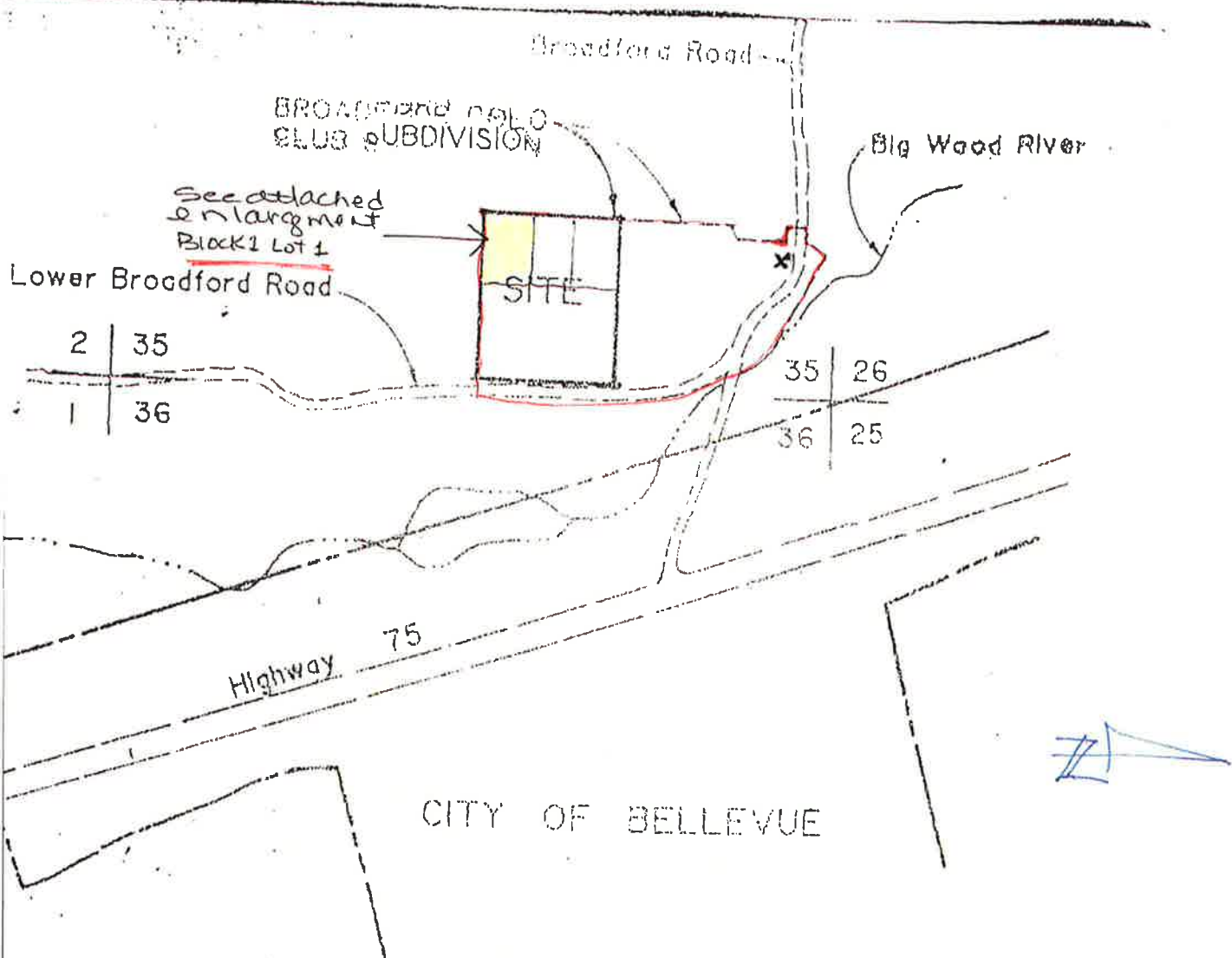
COPY



P.2507

T # 4893

Ratti Sec 35 T.2N R.18E B.m. Blaine County
X = point of diversion



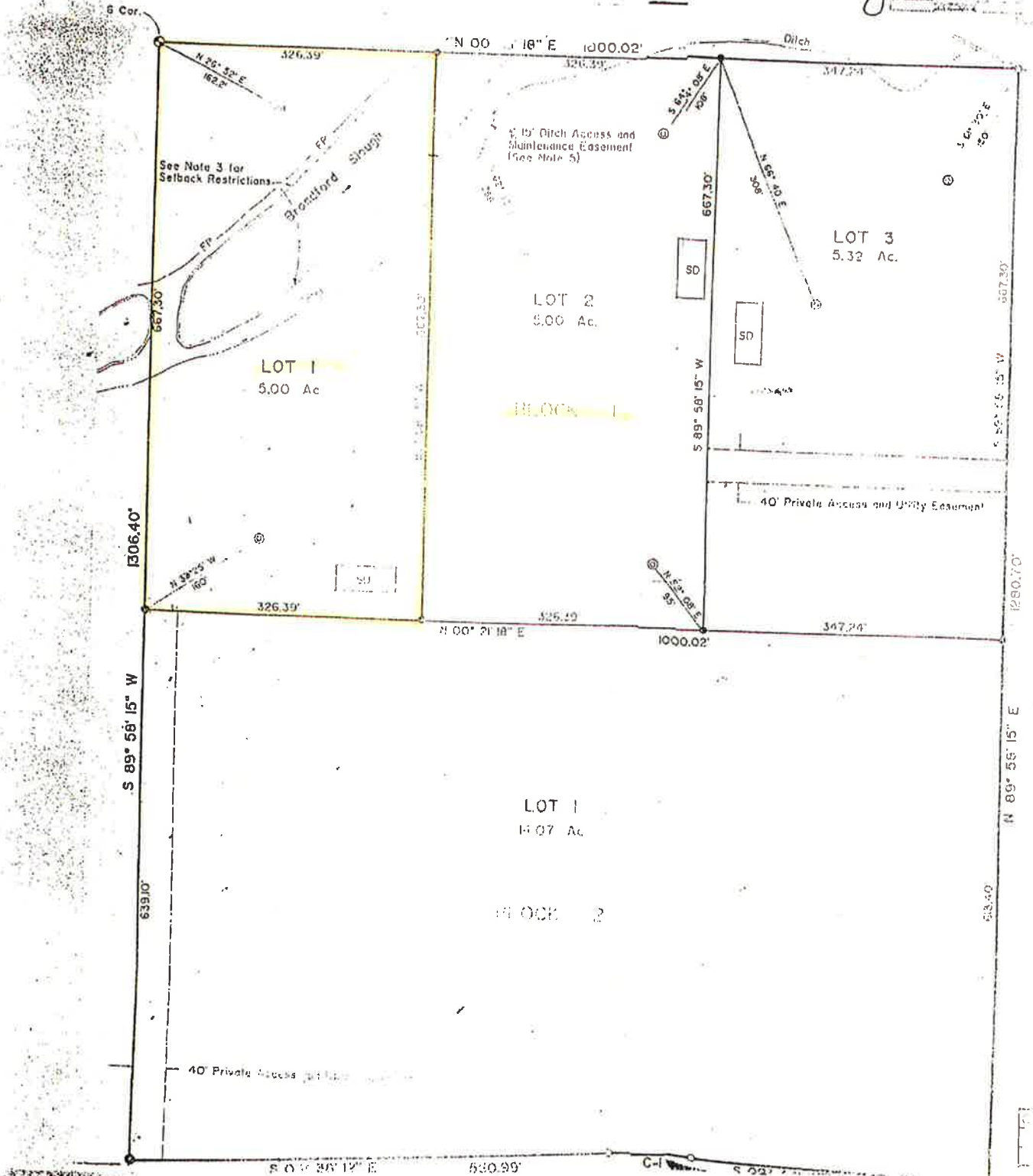
UNITY MAP

SCALE: 1" = 2000'±

MICROFILMED
DEC 08 1997

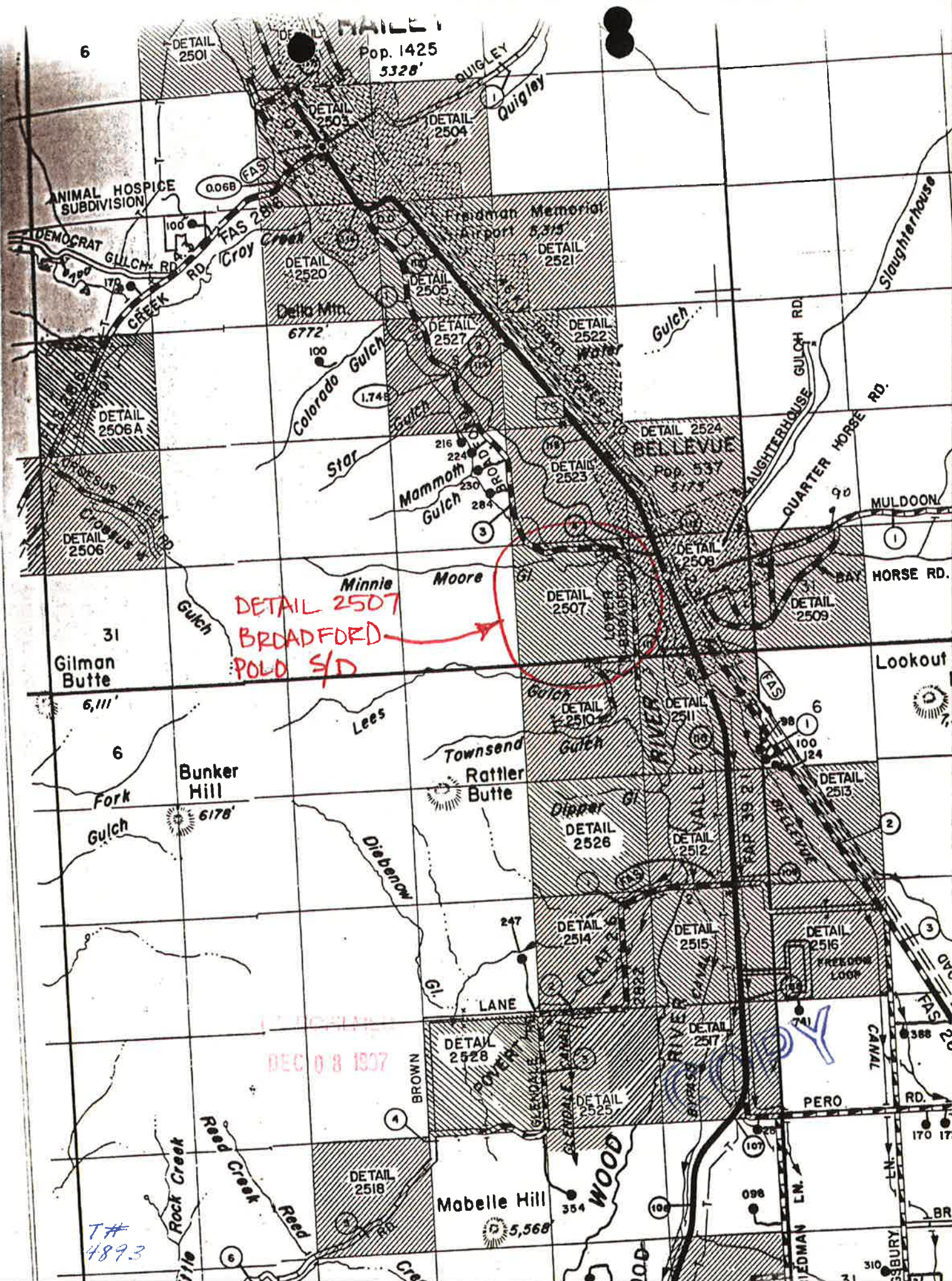
T#4893

RATTI: Sec T.2N R.18E Bm. Boone County



MAILED
DEC 08 1957

T#4893



A REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION

WHEREIN LOTS 1-4, BLOCK 1 & LOTS 1-4, BLOCK 2 ARE REPLATTED INTO LOTS 1-3, BLOCK 1 & LOT 1, BLOCK 2

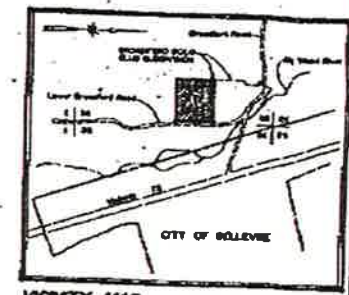
LOCATED WITHIN
SECTION 35, T.2 N., R.10 E., B.M., BLAINE COUNTY, IDAHO
SEPTEMBER 1989

SCALE: 1" = 100'

BASIS OF BEARINGS IS BROADFORD POLO CLUB SUBDIVISION

SCALE IN FEET
0 50 100 150 200 250 300

This map is a photographic reproduction of that on file in either the Recorder's or the Surveyor's Office. The company assumes no liability for variation, if any, with another or re-survey. Courtesy Of:
First American Title Co.
Box 738
Ketchikan, Idaho 83340



VICINITY MAP SCALE: 1" = 2000'

LEGEND

- Found Brass Cap
- Found 5/16" Rebar
- Found 1/2" Rebar
- Set 3/16" Rebar, I.R. 342
- Set 1/2" Rebar, L.S. 342
- Building Control, D.O. Kilometer
- Proposed Storage Mound Location
- Easement, Width as Shown
- Edge of Water
- 100-Year Floodline per FEMA Flood Insurance Study, Dated 1980

NOTES

1. This parcel is subject to the regulations of the Blaine County Floodplain Management District. (See note no. 6)
2. A public utility easement exists with a minimum of ten (10) feet in width and covered on all sides and not less than.
3. There is a 30' setback for all structures from the edge of the slough vegetation upon which no permanent structure shall be built except the approved existing or proposed structure. Any structure by the homeowners in the slough over and 30' setback shall be approved upon by the State Fish and Game Dept. and Blaine County. (See note no. 4)
4. Actions on wildlife dependent migratory birds will be discussed by the Idaho Fish and Game and provide several procedures rather than extermination. The cost of such actions shall be paid by the property owner. (See note no. 5)
5. A subdivision easement shall exist showing the transmission easement in the irrigation ditch and the Boundary No. 41.
6. Some lots in this subdivision are located in the floodplain (see plan for location of I.R.P. Line). In a seven-foot high water rise building other on these lots may be subjected to flooding and therefore, additional requirements must be met before a building permit can be obtained. (See Blaine County Zoning Regulations Floodplain and Confined Line Section.)
7. Any development in this subdivision is subject to regulations of the Homeowners Association and C.E.A.R.
8. Each owner shall notify in writing any necessary to protect of the existing flood hazards, required building conditions, and setbacks from the slough.
9. Location of the Building Control may not be changed without the approval of the Blaine County Planning and Zoning Administrator.
10. Owners are responsible for actions taken against per applicable State regulations.
11. Further subdivision of Lot 1, Block 2 is not allowed.
12. Access to Lot 1, Block 1 and Lot 1, Block 2 shall be from Lower Broadford Road.
13. This property is subject to an Inspection and Maintenance Agreement recorded under Instrument No. 266245, records of Blaine County, Idaho.

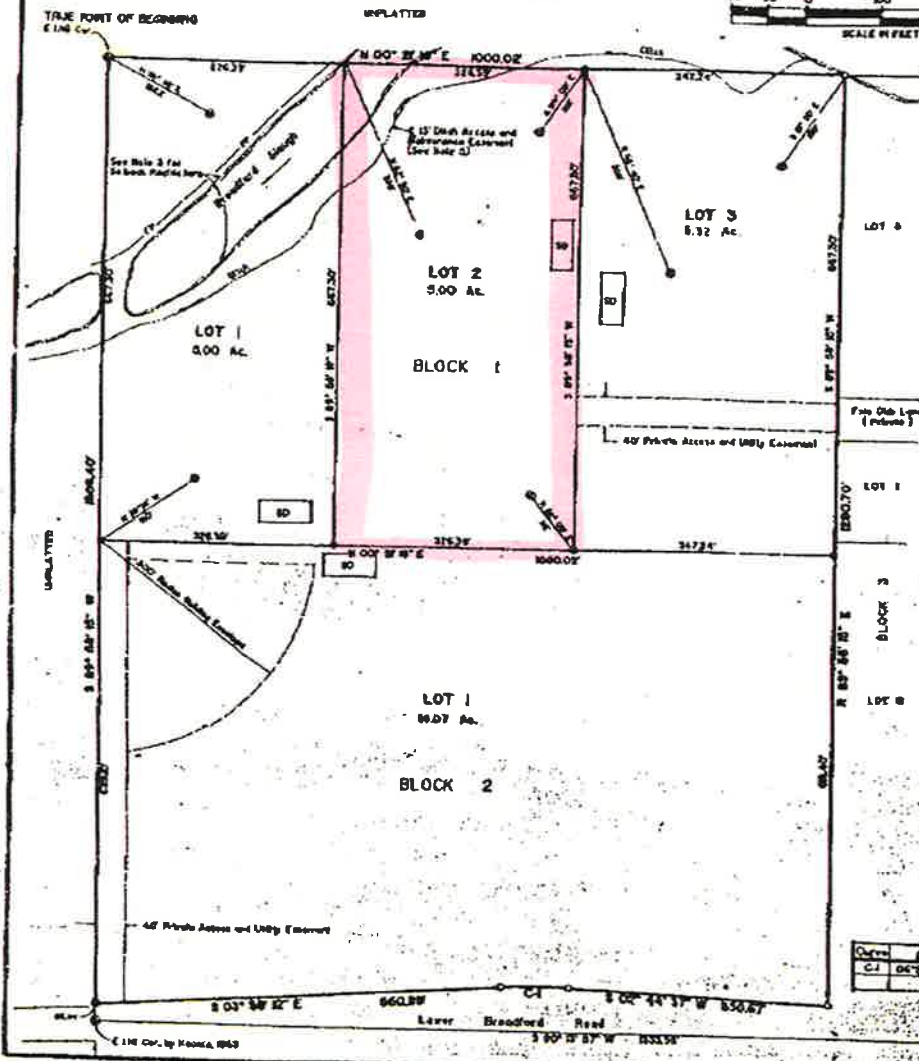
CURVE DATA

Curve	Δ	R	T	L	Cs	CA	CA Bearing
C-1	104°11'49"	107.28	43.00	89.58	61.54°	120°10'42"	E



Richard D. Forsberg, L.S. 3423

REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION
KETCHIKAN, IDAHO
SHEET 1 OF 2



MICROFILMED
JUN 01 2001

T#5755

MEMORANDUM

TO: FILE NO. 37-02639C

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4893

DATE: February 4, 1997

OK

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Transfer No. 4893 was filed to change the point of diversion under a portion of Right No. 37-02639C, splitting the right into parts E and F. The applicant wants to divert water from a proposed new well on his own property.

Field review of the property found the lot bisected by the Broadford Slough; the west portion containing the house and yard watered by the domestic well, and the east portion of the 5 acre lot irrigated from the original well and pipeline. Four acres of irrigation at the assigned and licensed rate of 0.12 cfs are recommended under this transfer approval.

Recommended conditions include drilling permit requirements, measuring device, irrigation overlap and standard transfer conditions.

FROM: Allen Merritt *Am*

DATE: September 30, 1996

TO: . Transfer File No. 4893
In the Name of: Hornocker

SUBJECT: Review and Recommendation

This transfer proposes to split off a portion of a licensed right from groundwater and allow for drilling of a new well for the portion. The original license covered a large tract which has been subdivided into smaller lots. The owner of one of these lots now wants his own well.

The license has been split by covenant and portions of the license identified with each lot. The transfer requests the portion of the licensed rate identified in the covenant and requests that the amount of land irrigated equivalent to the size of the lot. Jim Stanton's review of the land (See Memo dated 8/14/96) finds that not all of the lot is irrigated. Review of the licensing exam does not make clear if the subject lot was entirely irrigated.

RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA.
- Any new well must be drilling pursuant to a drilling permit.
- A measuring device be maintained as part of the diversion works.
- The lands irrigated under this right is limited to 4.0 acres.

37-0 2639 F, T #4893

TO: File

DATE: August 14, 1996

FROM: Jim Stanton

SUBJECT: App. for Transfer, Maurice Hornocker

Today I inspected the Hornocker property west of Bellevue and at the south end of the Polo Club Subdivision. I discussed the system with Mrs. Hornocker. The mainline from the old irrigation well runs thru the applicant's property, and is presently providing irrigation water for two pastures and a horse arena (for dust control in the arena). Of the 5 acres they own, about 4 are east of the Broadford Slough. Between 3 1/2 & 4 acres are presently irrigated with the old well, and this will continue if they put in their own well. The rest of their land is west of the slough, and consists of a home and large lawn that are served by their existing domestic well. The lawn probably does not exceed 1/2 acre. According to Mrs. Hornocker, all of their land was originally watered out of the existing irrigation well. They want to get control of their irrigation by putting in their own well instead of having to deal with the needs of all the other lot owners. Other than approving the transfer for 4 acres instead of 5, I see no problem with the application. The water right is definitely still valid.

T #4893

Split Tree 37-02639

