

11/14/2005

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

RIGHT NUMBER: 22-11019
NAME AND ADDRESS: ROBERT D HUSKINSON
35 S MILL HOLLOW RD
REXBURG ID 83440-2030

SUE R HUSKINSON
35 S MILL HOLLOW RD
REXBURG ID 83440-2030

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.600 CFS
105.00 AFY

The rights listed below are limited to a total combined diversion rate of 4.15 cfs and to a total combined annual diversion volume of 1015.0 AF. Combined Right Nos.: 22-7047A and 22-11019.

PRIORITY DATE: 04/01/1971

POINT OF DIVERSION:
T06N R40E S24 NESENW Within MADISON County
T06N R40E S24 SWSWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.600 CFS 105.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T06N R40E S13	NESE	1.0	T06N R40E S13	SESE	25.0
T06N R40E S24	NENE	34.0	T06N R40E S24	NWNE	29.0
T06N R40E S24	SWNE	15.0	T06N R40E S24	SENE	36.0
T06N R40E S24	NENW	39.0	T06N R40E S24	NWNW	38.0
T06N R40E S24	SWNW	33.0	T06N R40E S24	SENW	40.0

290 ACRES TOTAL

Right Nos. 22-7047A and 22-11019 are limited to the irrigation of a combined total of 290.0 acres in a single irrigation season.

This right is limited to the irrigation of 30.0 acres within the place of use described above in a single irrigation season.

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

This right is based upon an enlargement of Right No. 22-7047A pursuant to Section 42-1426, Idaho Code.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The following rights are also diverted through points of diversion described above: 22-7047A and 22-7082.

This right is for an enlargement of 30.0 acres within the place of use described for this right.

Department of Water Resources

Eastern Region

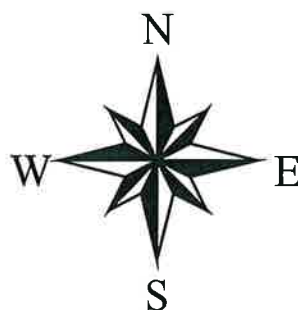


Claim No.: 22-7047A & 22-11019



0 1320 2640 3960 5280 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: November 2005

RECEIVED

JUN 29 2004

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

Department of Water Resources
 Eastern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
22-7047		SPLIT A+B by TX			
22-11019					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

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

RANDY HUSKINSON

4. New Owner/Claimant(s)

ROBERT D HUSKINSON

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

35 S Mill Hollow Rd

City, State and ZIP Code

POXBURG ID 83440-2030

New Telephone Number

() _____

5. Date you acquired the property

Claim no. A2211019

Claimant Contact Log

Date Remarks Agent initials

2/24/04 Priority Evidence Request made.

See Attached Affidavit of Randy Hershman

Claim written w/ wrong legal for POD - CORRECT TO
NCSBNW Soc. 241

Contacts Data Entry Form

Water Right No. A2211019

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>Huskinson Bros. LTD.</u>					
Name connector: and	_____, or	_____, and/or	_____			
Current Owner	_____					
Current Owner	_____					

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

B.U. Claim: Expansion under License # A2207047
change in Irrigation System Configuration
Expanded Ac To This Claim.

other water rights used A2207047, A2200782

ENLARGEMENT
Remarks

FE rod/pou, Photo/ISS conveyance/system

Reviewer: _____

Date: _____

W005510

IDAHO DEPARTMENT OF WATER RESOURCES

PREFIX/SPLIT QUERY

DATE: 03/07/00

TIME: 09:42:04

PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
22-07047	HUSKINSON, RANDY	C	00/00/0000	72	GROUNDWATER	IRR	IR
22-07047A	FLYING H CORPORATION	C	09/09/1971	L	GROUNDWATER	IRR	IR
22-07047B		C	09/09/1971	L	GROUNDWATER	IRR	IR
A22-07047	HUSKINSON BROTHERS LTD	C	09/09/1971	L	GROUNDWATER	IRR	AJ

W05747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 03/07/00

PAGE: 1

CFS

NAME

WATER RIGHT
NUMBER

22-07047

RIGHT SPLIT INTO PARTS A & B THRU APPROVED TRANSFER 5465.

HUSKINSON, RANDY

22-07047A

4.15

FLYING H CORPORATION

22-07047B

0-16

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLL
P O BOX 65 356-6871
REXBURG ID 83440

TAX 1ST HALF DUE
LATE 1,341.85
INTL
COST
TOT

FLYING " COR
HUSKINSON
35 MILLHOLLOW
REXBURG

S2 LOT 23 NE
S2 SEC 6 NW
18-06-41

★ ★ ★ IMPO
PLEASE READ BOT
★ ★ ★ MONTHLY PAYME
PAYMENT FEB W
APPL JUNE
TO AVOID LATE CHAS
RECEIVED ON POSTM
KEEP TOP PORTION
PERSONAL CHECK
SUBJECT TO



TS46S

NO CHANG

Total number of acres to be irrigated — 270

4. Describe any other water rights used for the same purpose as described above.

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

A hand-drawn map on a grid background. The map shows a coastline with a shaded rectangular area labeled "POINT OF DIVERSION" and "ADD. TOWNS". A line with arrows indicates a path from the shaded area towards the top left. A small circle is marked near the bottom right of the shaded area. The map includes labels "T. CALVERT" and "R. 40 EAST". A line with arrows indicates a path from the shaded area towards the top left. A small circle is marked near the bottom right of the shaded area.

Priority Date Data Entry Form

Claim Number: A2211019

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 1 April 1971 Claimed Basis: BU

Recommended Priority Date: _____ Recommended Basis: _____

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

B.U. ClaimEVIDENCE RSD

Reviewer: _____

Date: _____

Mailed
2-24-04

February 24, 2004

**HUSKINSON BROS LTD
C/O RANDY HUSKINSON
BOX 670
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-11019

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of APRIL 1, 1971, from a WELL.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Nick L. Olson
Special Contract Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim (copy)

IN THE MATTER OF:)
APPLICATION FOR PERMIT)
FOR)
RANDY HUSKINSON)
_____)
State of Idaho)
County of _____)

AFFIDAVIT

RECEIVED
JUN 20 1985
Department of Water Resources
Eastern District Office

Randy Huskinson being first duly sworn,
deposes and says: The well under this application was drilled
in 1970. The land was irrigated as of April 1, 1971. The
land in question is 18 acres in the SESE, Sec. 13, T. 6N,
R. 40E, 9 acres in NWNE, 10 acres in NENW, 10 acres in NWNW,
of Sec. 24, T. 6N, R. 40E.

MICROFILMED
NOV 06 1992

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 22-11019
Date Received: 9/13/1988
Receipt No: E002234
Received By:

**ENLARGEMENT
AMENDED**

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

RECEIVED

SEP 22 2005

Department of Water Resources
Eastern Region

1. Name of Claimant(s)

ROBERT D HUSKINSON Phone: (208)356-9115
35 S MILL HOLLOW RD
REXBURG ID USA 83440-2030

SUE R HUSKINSON Phone: (208)356-9115
35 S MILL HOLLOW RD
REXBURG ID USA 83440-2030

2. Date of Priority: 04/01/1971

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	24	SW SW SW	MADISON	ERROR
06N	40E	24	NE SW NW	MADISON	

5. Description of diverting works:

TWO WELLS W/ PUMPS, MAINLINE TO CENTERPIVOTS AND HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.78	

7. Total Quantity Appropriated is:

0.78 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	40E	13	NE SE	IRRIGATION	1.4
			SE SE	IRRIGATION	12.1
				Section Acres	13.5

06N	40E	24	SW	NE	IRRIGATION	3.5
			NE	NW	IRRIGATION	10
			NW	NW	IRRIGATION	10
			SW	NW	IRRIGATION	3
					Section Acres	26.5
					Total Acres	40

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS FILED AS AN EXPANSION OF 22-7047. IN 1971 THE PROPERTY WAS PURCHASED AND WATER LINES EXTENDED TO IRRIGATE POU UNDER THIS CLAIM.

CLAIM AMENDED TO CORRECT AND ADD ACRES.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

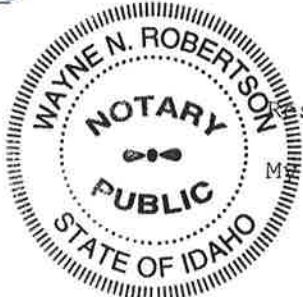
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kate Anderson Date: 9-21-05
Jane R. Anderson Date: 9-21-05

State of Idaho)
 County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 21st day
 of September 2005

Wayne N. Robertson
 Notary Public



Residing at Rexburg
 My commission Expires 12-25-2009



22-2244

NESE

1.4

SESE

25.3

13 18

24 19

NWNW

38.0

NENW

39.0

NWNE

28.7

NENE

34.3

22-7047A

22-11019

SWNW

38.0

SENW

40.0

SWNE

19.5

SENE

35.8

T6N, R40E

T6N, R41E

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: A22-11019
Date Received: 8/18/1988
Receipt No: 6002234
Received By: SEN

APR 24 1988

Department of Water Resources
Eastern District Office
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: HUSKINSON BROTHERS, LTD. 208-356-3498
Address: C/O RANDY HUSKINSON
BOX 670
REXBURG, ID 83440

2. Date of Priority: APR 01, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	40E	24	NE	SW	NW		MADISON
			SW	SW	SW		MADISON

5. Description of diverting works:
TWO WELLS W/ PUMPS, MAINLINE TO CENTERPIVOTS AND HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.780		

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

8. Total consumptive use is 97.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	40E	13	SE	SE		IRR	8.0 ^{10.0}
Section Acres							8.0

A22-11019

Page 1

Date: 08/18/88

MICROFILMED
NOV 06 1992

A2211019

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	24	NE	NW		IRR	10.0
			NW	NW		IRR	10.0
						Section Acres	20.0
						Total Acres	~~28.0~~

30.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
22-07047, 0782

14. Remarks:

THIS CLAIM IS FILED AS AN EXPANSION OF 22-7047. IN 1971
THE PROPERTY WAS PURCHASED AND WATER LINES EXTENDED TO IRRIGATE
POU UNDER THIS CLAIM.

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: 2

For Organizations:

I do solemnly swear or affirm that I am Su Pta of Huskins Br Std , that I have signed the foregoing Huskins Br Std document in the space below as Su Pta of Huskins Br Std and that the statements contained in the foregoing document are true and correct.

 Kandy Huskins
Signature of Authorized Agent
 Su Pta Huskins Br Std
Title and Organization
 8-18-88
Date

State of Idaho)
County of Thodison) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of August 19 88

 Jordan Jenkins
Notary Public

Seal.

Residing at Ashton
My Commission Expires 9/4/91

NOV 9 0 1992
CENTRAL

A22-11019

N91

~~91-221~~

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