

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

TRIBUTARY:

T07N R42E S07 Lot 4	SWSW	29.00	T07N R42E S07	SESW	34.00
T07N R42E S07	SWSE	30.00	T07N R42E S07	SESE	33.00
T07N R42E S08	SWSW	32.00	T07N R42E S08	SESW	35.00
T07N R42E S08	SWSE	32.00	T07N R42E S08	SESE	33.00
T07N R42E S17	NENE	34.00	T07N R42E S17	NWNE	33.00
T07N R42E S17	SWNE	33.00	T07N R42E S17	SENE	35.00
T07N R42E S17	NENW	35.00	T07N R42E S17	NWNW	32.00
T07N R42E S17	SWNW	33.00	T07N R42E S17	SENW	35.00
T07N R42E S17	NESW	33.00	T07N R42E S17	NWSW	40.00
T07N R42E S17	SWSW	40.00	T07N R42E S17	SESW	34.00
T07N R42E S17	NESE	33.00	T07N R42E S17	NWSE	31.00
T07N R42E S18	NENE	34.00	T07N R42E S18	NWNE	32.00
T07N R42E S18	SWNE	40.00	T07N R42E S18	SENE	40.00

T07N R42E S18	NENW	33.00	T07N R42E S18 Lot 1 NWNW	28.00
T07N R42E S18 Lot 2 SWNW		37.00	T07N R42E S18 SENW	40.00
T07N R42E S18	NESW	34.00	T07N R42E S18 Lot 3 NWSW	30.00
T07N R42E S18 Lot 4 SWSW		30.00	T07N R42E S18 SESW	33.00
T07N R42E S18	NESE	33.00	T07N R42E S18 NWSE	33.00
T07N R42E S18	SWSE	33.00	T07N R42E S18 SESE	33.00
T07N R42E S20	NENW	30.00	T07N R42E S20 NWNW	33.00

1345 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1345 acres in a single irrigation season. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

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.

This right is based upon an enlargement of Rights No. 22-7065 and 22-7085 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The following rights are also diverted through point of diversion described above: 22-7065 and 22-7085.

This right is for an enlargement of 146 acres within the place of use described for this right.

05/04/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-12765

RANDY HUGHES

310 N 2675 E

ST ANTHONY ID 83445

Telephone Number: (208) 624-3280

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-6-06

SIGNATURE:

Randy Hughes

Please print your name:

Randy Hughes

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

*Kars
11/6/4*



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

December 5, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Randy Hughes
310 N 2675 E
St Anthony ID 83445

RE: Transfer #74559 for water right(s) 22-7065, 22-7085, 22-12765
and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Sir/Madam:

On April 10, 2008 the Idaho Department of Water Resources (IDWR) approved Transfer #74559, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg

Technical Records Specialist

SCANNED

DEC 11 2008

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)

Water Rights: 22-7065, 22-7085 and
22-12765

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer 74559

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

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

DATED: Dec 1, 2008

Ernest Carlson

Signature of IDWR Representative

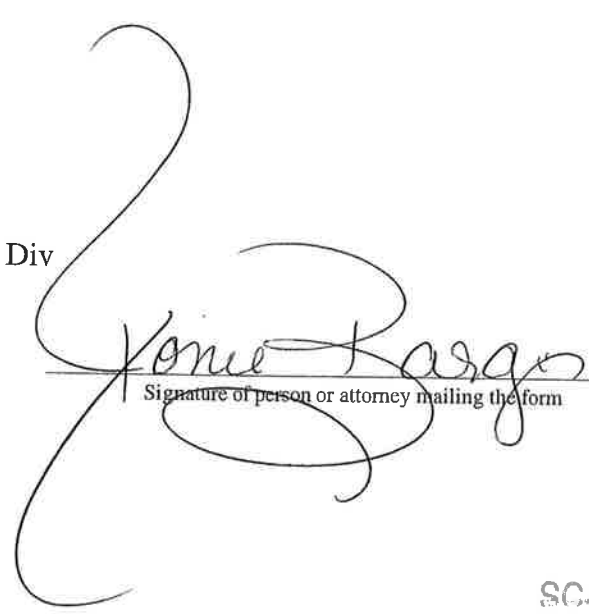
SCANNED

DEC 11 2008

CERTIFICATE OF MAILING

I certify that on December 5, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Randy Hughes
310 N 2675 E
St Anthony ID 83445
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

SCANNED

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

RIGHT NUMBER: 22-7065

NAME AND ADDRESS: RANDY HUGHES
310 N 2675 E
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.200 CFS
910.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 12.73 cfs and to a total combined annual diversion volume of 4707.5 AF. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

PRIORITY DATE: 02/26/1973

POINT OF
DIVERSION:

T07N R42E S17 SENENW Within FREMONT County
T07N R42E S17 SWNNW Within FREMONT County
T07N R42E S18 NENESW Within FREMONT County
T07N R42E S18 NENESE Within FREMONT County

This right is limited to the irrigation of 260 acres within the place of use described above in a single irrigation season.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/15	5.200 CFS 910.00 AFY

PLACE OF USE:

IRRIGATION in FREMONT County

T07N R42E S07 Lot 4 SWSW	29.00	T07N R42E S07	SESW	34.00	
T07N R42E S07	SWSE	30.00	T07N R42E S07	SESE	33.00
T07N R42E S08	SWSW	32.00	T07N R42E S08	SESW	35.00
T07N R42E S08	SWSE	32.00	T07N R42E S08	SESE	33.00
T07N R42E S17	NENE	34.00	T07N R42E S17	NWNE	33.00
T07N R42E S17	SWNE	33.00	T07N R42E S17	SENE	35.00
T07N R42E S17	NENW	35.00	T07N R42E S17	NWNW	32.00
T07N R42E S17	SWNW	33.00	T07N R42E S17	SENW	35.00
T07N R42E S17	NESW	33.00	T07N R42E S17	NWSW	39.00
T07N R42E S17	SWSW	30.40	T07N R42E S17	SESW	35.80
T07N R42E S17	NESE	33.00	T07N R42E S17	NWSE	31.00
T07N R42E S17	SWSE	1.90	T07N R42E S18	NENE	31.20
T07N R42E S18	NWNE	32.00	T07N R42E S18	SWNE	40.00
T07N R42E S18	SENE	40.00	T07N R42E S18	NENW	33.00

SCANNED

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T07N R42E S18 Lot 1 NWNW	28.00	T07N R42E S18 Lot 2 SWNW	37.00
T07N R42E S18 SENW	40.00	T07N R42E S18 NESW	34.00
T07N R42E S18 Lot 3 NWSW	30.00	T07N R42E S18 Lot 4 SWSW	30.00
T07N R42E S18 SESW	33.00	T07N R42E S18 NESE	33.00
T07N R42E S18 NWSE	33.00	T07N R42E S18 SWSE	33.00
T07N R42E S18 SESE	33.00	T07N R42E S20 NWNE	1.10
T07N R42E S20 NENW	34.00	T07N R42E S20 NWNW	32.00
T07N R42E S20 SWNW	1.00	T07N R42E S20 SENW	1.80

1345 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1345 acres in a single irrigation season. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

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

Right No. 22-12765 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Prior to the diversion and use of water under Transfer approval 74559, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall accomplish the change authorized by approved transfer 74559 by April 10, 2009.

Failure of the right holder to comply with the conditions of approved transfer 74559 is cause for the Director to rescind approval of the transfer.

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.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

The following rights are also diverted through point of diversion described above: 22-7085 and 22-12765.

SCANNED

DEC 11 2008

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

RIGHT NUMBER: 22-7085

NAME AND ADDRESS: RANDY HUGHES
310 N 2675 E
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 12.730 CFS
3,286.50 AFY

This right is limited to the irrigation of 939 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to a total combined diversion rate of 12.73 cfs and to a total combined annual diversion volume of 4707.5 AF. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

PRIORITY DATE: 01/31/1974

POINT OF DIVERSION:
T07N R42E S17 SENENW Within FREMONT County
T07N R42E S17 SWNNW Within FREMONT County
T07N R42E S18 NENESW Within FREMONT County
T07N R42E S18 NENESE Within FREMONT County

PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/15	12.730 CFS 3,286.50 AFY
PLACE OF USE:	<u>IRRIGATION in FREMONT County</u>		
	T07N R42E S07 Lot 4 SWSW	29.00	T07N R42E S07 SESW 34.00
	T07N R42E S07 SWSE	30.00	T07N R42E S07 SESE 33.00
	T07N R42E S08 SWSW	32.00	T07N R42E S08 SESW 35.00
	T07N R42E S08 SWSE	32.00	T07N R42E S08 SESE 33.00
	T07N R42E S17 NENE	34.00	T07N R42E S17 NENE 33.00
	T07N R42E S17 SWNE	33.00	T07N R42E S17 SENE 35.00
	T07N R42E S17 NENW	35.00	T07N R42E S17 NWNW 32.00
	T07N R42E S17 SWNW	33.00	T07N R42E S17 SENW 35.00
	T07N R42E S17 NESW	33.00	T07N R42E S17 NWSW 39.00
	T07N R42E S17 SWSW	30.40	T07N R42E S17 SESW 35.80
	T07N R42E S17 NESE	33.00	T07N R42E S17 NWSE 31.00
	T07N R42E S17 SWSE	1.90	T07N R42E S18 NENE 34.00
	T07N R42E S18 NWNE	32.00	T07N R42E S18 SWNE 40.00
	T07N R42E S18 SENE	40.00	T07N R42E S18 NENW 33.00
	T07N R42E S18 Lot 1 NWNW	28.00	T07N R42E S18 Lot 2 SWNW 37.00
	T07N R42E S18 SENW	40.00	T07N R42E S18 NESW 34.00
	T07N R42E S18 Lot 3 NWSW	30.00	T07N R42E S18 Lot 4 SWSW 30.00
	T07N R42E S18 SESW	33.00	T07N R42E S18 NESE 33.00
	T07N R42E S18 NWSE	33.00	T07N R42E S18 SWSE 33.00
	T07N R42E S18 SESE	33.00	T07N R42E S20 NWNE 1.10
	T07N R42E S20 NENW	34.00	T07N R42E S20 NWNW 1.10
	T07N R42E S20 SWNW	1.00	T07N R42E S20 SENW 1.80

1345 ACRES TOTAL

SCANNED

DEC 10 2008

The rights listed below are limited to the irrigation of a combined total of 1345 acres in a single irrigation season. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

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

Right No. 22-12765 is an enlargement of this right 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 - License

The right holder shall accomplish the change authorized by approved transfer 74559 by April 10, 2009.

Failure of the right holder to comply with the conditions of approved transfer 74559 is cause for the Director to rescind approval of the transfer.

The following rights are also diverted through point of diversion described above: 22-7065 and 22-12765.

SCANNED

DEC 11 2008

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

RIGHT NUMBER: 22-12765

NAME AND ADDRESS: RANDY HUGHES
310 N 2675 E
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.550 CFS
511.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 12.73 cfs and to a total combined annual diversion volume of 4707.5 AF. Combined Right Nos.: 22-7065, 22-7085, and 22-12765

PRIORITY DATE: 05/15/1986

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T07N R42E S17 SENENW Within FREMONT County
T07N R42E S17 SWNWNW Within FREMONT County
T07N R42E S18 NENESW Within FREMONT County
T07N R42E S18 NENESE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/15	1.550 CFS 511.00 AFY

PLACE OF USE:

<u>IRRIGATION in FREMONT County</u>			
T07N R42E S07 Lot 4 SWSW	29.00	T07N R42E S07	SESW 34.00
T07N R42E S07	SWSE 30.00	T07N R42E S07	SESE 33.00
T07N R42E S08	SWSW 32.00	T07N R42E S08	SESW 35.00
T07N R42E S08	SWSE 32.00	T07N R42E S08	SESE 33.00
T07N R42E S17	NENE 34.00	T07N R42E S17	NWNE 33.00
T07N R42E S17	SWNE 33.00	T07N R42E S17	SENE 35.00
T07N R42E S17	NENW 35.00	T07N R42E S17	NWNW 32.00
T07N R42E S17	SWNW 33.00	T07N R42E S17	SENW 35.00
T07N R42E S17	NESW 33.00	T07N R42E S17	NWSW 39.00
T07N R42E S17	SWSW 30.40	T07N R42E S17	SESW 35.80
T07N R42E S17	NESE 33.00	T07N R42E S17	NWSE 31.00
T07N R42E S17	SWSE 1.90	T07N R42E S18	NENE 34.00
T07N R42E S18	NWNE 32.00	T07N R42E S18	SWNE 40.00
T07N R42E S18	SENE 40.00	T07N R42E S18	NENW 33.00
T07N R42E S18 Lot 1 NWNW	28.00	T07N R42E S18 Lot 2 SWNW	37.00
T07N R42E S18	SENW 40.00	T07N R42E S18	NESW 34.00
T07N R42E S18 Lot 3 NWSW	30.00	T07N R42E S18 Lot 4 SWSW	30.00
T07N R42E S18	SESW 33.00	T07N R42E S18	NESE 33.00

SCANNED
DEC 11 2008

T07N R42E S18	NWSE	33.00	T07N R42E S18	SWSE	33.00
T07N R42E S18	SESE	33.00	T07N R42E S20	NWNE	1.10
T07N R42E S20	NENW	34.00	T07N R42E S20	NWNW	32.00
T07N R42E S20	SWNW	1.00	T07N R42E S20	SENW	1.80

1345 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1345 acres in a single irrigation season. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

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

This right is based upon an enlargement of Rights No. 22-7065 and 22-7085 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 point of diversion described above: 22-7065 and 22-7085.

Prior to the diversion and use of water under Transfer approval 74559, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Failure of the right holder to comply with the conditions of approved transfer 74559 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by approved transfer 74559 by April 10, 2009.

This right is for an enlargement of 146 acres within the place of use described for this right.

SCANNED

DEC 11 2008

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

)

Water Rights: 22-7065, 22-7085,
22-12765

Case No. 39576

)

)

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative proceeding for the above
mentioned water right(s):

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer 74559

☐ point of diversion

☒ place of use

☐ period of use

☐ nature of use

☐ split of water right

☐ change in ownership

IDWR projects the Administrative Proceeding shall be completed no later than: November
18, 2009

DATED: 11-18-08


Signature of IDWR Representative

SCANNED
NOV 18 2008

CERTIFICATE OF MAILING

I certify that on November 19, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Randy Hughes
310 N 2675 E
St Anthony ID 83445

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

4. One copy to:

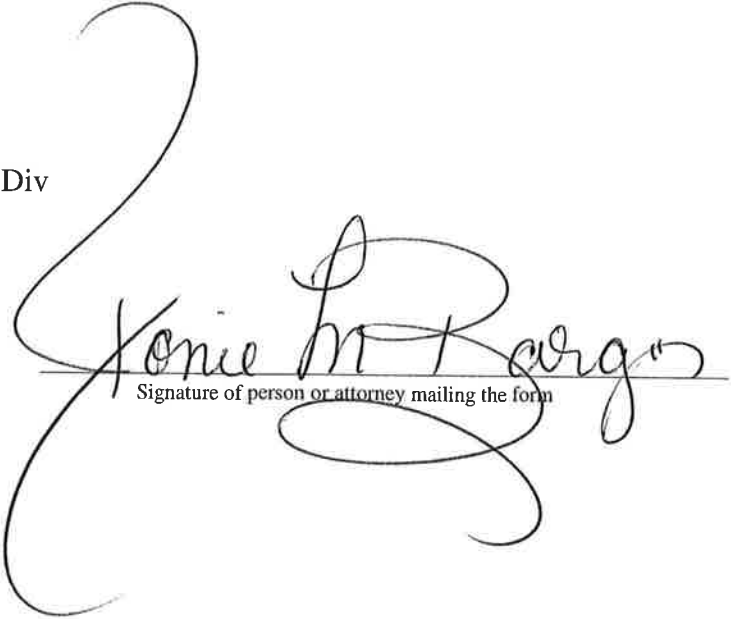
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

OF WATER RESOURCES
DISTRICT OFFICE
J. SKYLINE DR.
LLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

★ ★ ★ ★ ★
PITNEY BOWES
U.S. POSTAGE
1401 PB3523907
8982 \$01.110 SEP 29 2006
3144 MAILED FROM ZIP CODE 83402

IDAHO DEPT. OF WATER RESOURCES

Eastern Region
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402-1718
(208) 525-7161

TO

SMITH HANCOCK & RAMMELL
ATTN: J D HANCOCK
PO BOX 427
REXBURG ID 83440



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

HANC427 834402004 1N 10 10/02/06
UNABLE TO FORWARD

SMIT427 834402004 1N 10 10/02/06
UNABLE TO FORWARD

NO FORWARD ORDER ON FILE
RETURN TO POSTMASTER
OF ADDRESSEE FOR REVIEW

Handwritten:
KMT 11/8
9:30 a.m.
spoke with
Hogues

Handwritten:
Per Phone Call -
JD Hancock re lenses
Reparents Mr. Hogues.

Handwritten:
22-12765
22-7085
22-7065



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 28, 2006

RANDY HUGHES
310 N 2676 E
ST ANTHONY ID 83445

RE: Amendment for 22-12765

Dear Randy,

I received the evidence of priority for the enlargement 22-12765 that supports a date of 1986. Since the original claim is for a priority date of 1989, we need to amend the claim so that I can recommend a date earlier than 1987. Enclosed is a copy of the amended claim. If you notice, only the priority date has been changed. Please sign the claim before a notary and return it to me promptly. As soon as I receive the signed claim, I can make the recommendations for your water right claims.

Thank you for your help. If you have any questions, please call me at 525-7161.

Sincerely,

Kristin Moore
GIS Specialist

Enclosure (1)

RECEIVED

APR 28 2006

Department of Water Resources
Eastern Region

4-27-06

To Whom it may Concern
Dept. of Water Resources.

Section 20 - underground water used on
approx. 70 acres part time with hand
lines - from 1986 - thru 1988 - with a
pivot installed in 1989 - with full
irrigation using ground water.

Section 17 - ground water used on approx.
another 70 acres part time with hand lines
1986 - thru 1988 - ~~then~~^{n.b.} Balance of Section 17
under full irrigation since 1976

Any further information you need that
can help with please call - 624-7174 -
Thank you.

Neal Hughes
2617 E. 300 N. - B. A. Idaho

Claim no. _____

Claimant Contact Log

Date _____

Remarks

Agent initials

4-26-06

Talked to Randy about evidence. He's going to talk to his dad to see if they were migrating it w/ EW before 1987. If so, we will need to amend the claim.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 24, 2006

RANDY HUGHES
310 N 2675 E
ST ANTHONY ID 83445

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 22-7065, 22-7085,
22-12765

Dear Mr. Hughes:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

351-1654

RECEIVED

MAR 07 2006

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A22-12765	N - OK			
	A22-7065	N - OK			
	A22-7085	N - OK			

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

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

Neal Hughes

Rt 1, Box 105 St. Anthony, ID

4. New Owner/Claimant(s)

~~Hughes Farms Inc~~ Randy + Neal Hughes

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

New Mailing Address

310 N. 2675 East

City, State and ZIP Code

St. Anthony, ID 83445

New Telephone Number

(208) 624-3280

5. Date you acquired the property

2002

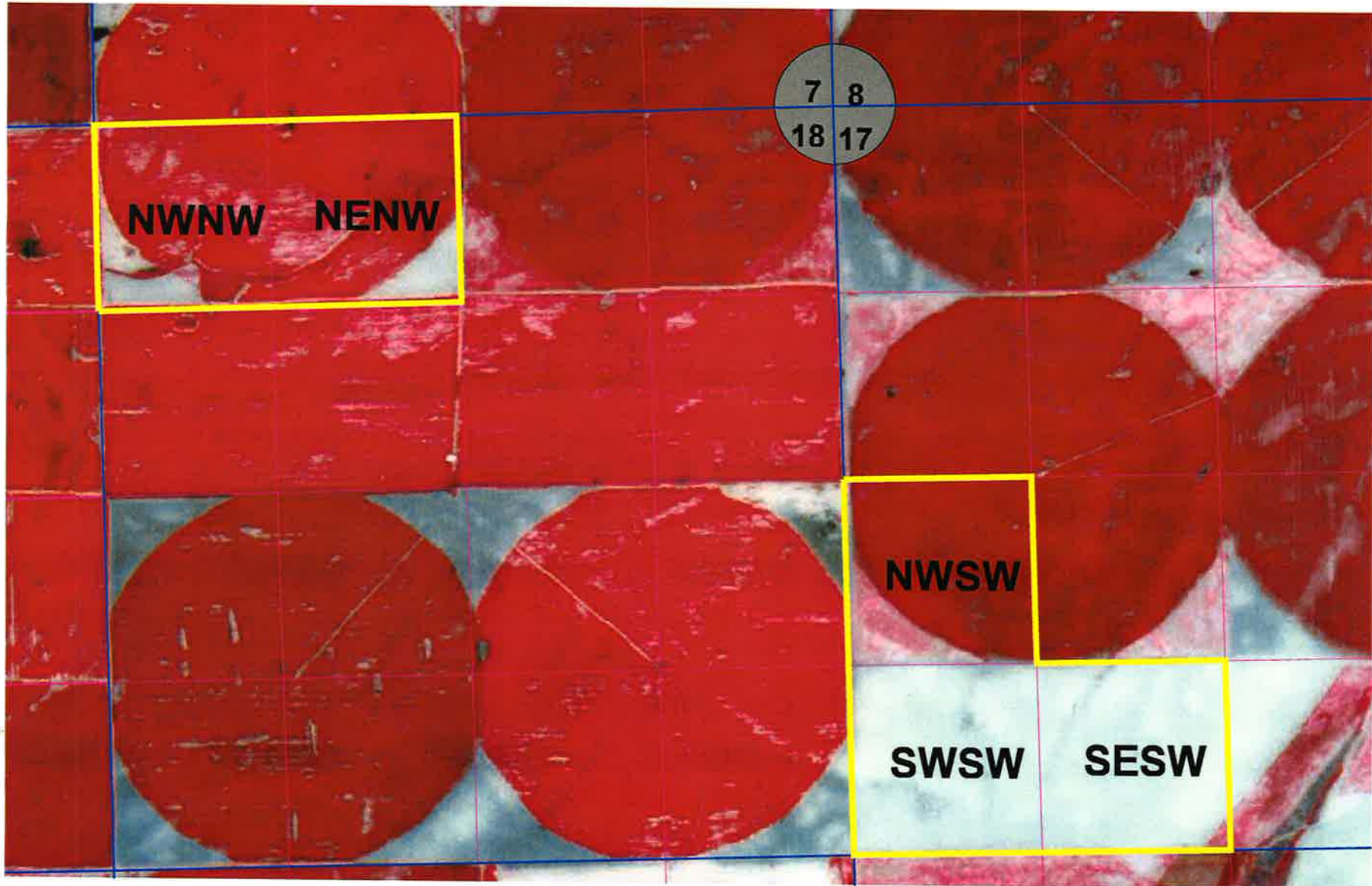
Changed to
Randy Hughes
per deeds

JC
4/20/06

Township
07N

Range
42E

Section
17, 18



Notes:

Water Right #: 2212765

Examiner

Date:





State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: March 16, 1989

Smith, Hancock & Rammell
Attorneys at Law
30 S. 2nd W.
Rexburg, ID 83440

Attn: J. D. Hancock

RE: Neal Hughes Water Right Claims Returned

Dear Mr. Hancock:

The Idaho Department of Water Resources (IDWR) is returning check #1230 (\$50.00) and Notices of Claim to Water Rights, received 3/15/89, because of insufficient information and fees. All items on the claim forms must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected claims within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each claim.

- The commercial use (shop and potato pit) does not qualify for the \$25.00 Notice of Claim to a Water Right (short form). Both the domestic and commercial uses may be filed together on a long form (black ink) if they have the same priority date. The fee for the claim would be \$50.00, plus a variable fee of \$100.00 per cfs claimed for commercial purposes. There is no variable fee for the residential use.
- A separate Notice of Claim to a Water Right must be completed for each irrigation water right, 22-7065 and 22-7085. Water rights cannot be combined on the same form unless they are the same system and have identical priority dates. The filing fee for each claim is \$50.00, plus a variable fee of \$1.00 per irrigated acre.

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NOV 07 1996

- The acreages and flow rates claimed for irrigation differ from Water Right License Nos. 22-7065 and 22-7085. I have enclosed copies of the two licenses to assist you in completing the two water right claims. If an irrigation right has been expanded prior to November 19, 1987, a separate claim form must be completed to claim the expansion. The priority date for the claim would be the date of expansion. An "Application for Permit" is required for any expansion occurring after November 19, 1987.
- The consumptive use (Item #8) must be completed on the irrigation claims. The consumptive use may be calculated by multiplying the claimed acreage by 2.0 acre feet per annum/acre.

If you have any questions, please contact Tony Olenichak, Water Rights Agent, or if you wish to make an appointment, call the IDWR at (208)-525-7161.

Sincerely,



Ernest Carlsen
Adjudication Supervisor

Enclosure

cc: Neal Hughes
Rt. 1, Box 105
St. Anthony, ID 83445

MICROFILMED
NOV 07 1990

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 22-12765
Date Received: 4/20/1989
Receipt No: E006963
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

RANDY HUGHES Phone: (208)624-3280
310 N 2675 E
ST ANTHONY ID USA 83445

RECEIVED

MAY 04 2006

Department of Water Resources
Eastern Region

2. Date of Priority: 05/15/1986

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	42E	18	NE SE	FREMONT	
07N	42E	17	NE NW	FREMONT	
07N	42E	17	NW NW	FREMONT	
07N	42E	18	NE SW	FREMONT	

5. Description of diverting works:

SEE ORIG CLAIM/ FOUR WELLS/PUMPS TO MAINLINE AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/15	24	

7. Total Quantity Appropriated is:
24 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	
07N	42E	17	NW	SW	IRRIGATION	8	
			SW	SW	IRRIGATION	40	
			SE	SW	IRRIGATION	33	
			Section Acres				81
07N	42E	18 20	NE	NW	IRRIGATION	33	
			NW	NW	IRRIGATION	32	
			Section Acres				65
			Total Acres				146

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:

14. Remarks:

I IRRIGATE APPROX 815 ACRES OF GRAIN THE FIRST PART OF THE SEASON AND APPROX 530 ACRES OF SPUDS THE REMAINDER OF THE SEASON EACH YEAR. I HAVE NOT INCREASED THE QUANTITY OF WATER DIVERTED..I HAVE ONLY INCREASED THE NUMBER OF ACRES THROUGH MORE EFFICIENT USE OF THE SAME QUANTITY OF WATER

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.

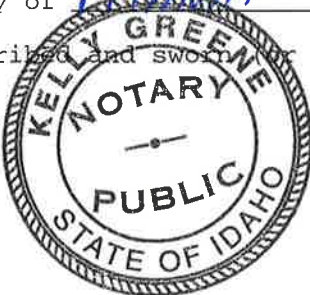
Signature of Claimant(s): Randy Hughes Date: 5-3-06

Date: _____

State of Idaho)

County of Fremont) SS.

Subscribed and sworn to (or affirmed) before me this 3rd day of May 2006



Kelly Greene
Notary Public

Residing at St. Anthony

My commission Expires 6-6-2008

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 22-12765

WATER RIGHT NUMBER: 22-12765

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	SMITH HANCOCK & RAMMELL ATTN J D HANCOCK PO BOX 427 REXBURG, ID 83440 (208)356-5493
Current Owner	RANDY HUGHES 310 N 2675 E ST ANTHONY, ID 83445 (208)624-3280

Priority Date: 05/15/1989
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to	10/15	24.000 CFS	
		<u>Total Diversion:</u>	24.000 CFS	

Location of Point(s) of Diversion

GROUND WATER FREMONT County	NE1/4SE1/4	Sec. 18, Twp 07N, Rge 42E, B.M.
GROUND WATER FREMONT County	NE1/4NW1/4	Sec. 17, Twp 07N, Rge 42E, B.M.
GROUND WATER FREMONT County	NW1/4NW1/4	Sec. 17, Twp 07N, Rge 42E, B.M.
GROUND WATER FREMONT County	NE1/4SW1/4	Sec. 18, Twp 07N, Rge 42E, B.M.

Place of Use

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 22-12765

Total Acres: 146

Conditions of Approval:

1. I IRRIGATE APPROX 815 ACRES OF GRAIN THE FIRST PART OF THE SEASON AND APPROX 530 ACRES OF SPUDS THE REMAINDER OF THE SEASON EACH YEAR. I HAVE NOT INCREASED THE QUANTITY OF WATER DIVERTED..I HAVE ONLY INCREASED THE NUMBER OF ACRES THROUGH MORE EFFICIENT USE OF THE SAME QUANTITY OF WATER

Remarks:

Comments:

Water Supply Bank:

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: **A22-12765**
Date Received: 4/19/1989
Receipt No: E006963
Received By: _____

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

1. Name: NEAL HUGHES
Address: RT 1 BOX 105
SAINT ANTHONY ID 83445

208-624-7174

2. Date of Priority: MAY 15, 1989

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion: *This is an expansion of license*

Township
07N

*7065 + Feb 26-1973 + 7085
JAN 31 1974 This is for*

County
FREMONT
FREMONT
FREMONT
FREMONT

5. Description: *ACRES only. MAY 15 1989*
SEE C

KLERS

6. Water Right: *P.D. (A) Wrong P.O.U.*
Purpose: *Should be 500*
IRRIGATION: *Not 18 20*

A.F.A.

7. Total Quantity: 24.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

NOV 07 1996

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	42E	17	NW	SW		IRR	8.0
			SW	SW		IRR	40.0

A22-12765

Wrong Page 1
P.O.U. see original claim
200

Date: 05/11/94

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	42E	17	SE	SW		IRR	33.0
						Section Acres	81.0
		18	NE	NW		IRR	33.0
			NW	NW		IRR	32.0
						Section Acres	65.0
						Total Acres	146.0

*Living Bu.
See original
claim
2/10/94*

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
A22-07065, 07085

14. Remarks:

I IRRIGATE APPROX 815 ACRES OF GRAIN THE FIRST PART OF THE SEASON AND APPROX 530 ACRES OF SPUDS THE REMAINDER OF THE SEASON EACH YEAR. I HAVE NOT INCREASED THE QUANTITY OF WATER DIVERTED..I HAVE ONLY INCREASED THE NUMBER OF ACRES THROUGH MORE EFFICIENT USE OF THE SAME QUANTITY OF WATER

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: _____

*MICROFILMED
NOV 07 1994*

4/16/89

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

2.0.

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

A22-12765

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 19 1989

Department of Water Resources
Eastern District Office

A2212765



Please type or print clearly

1. Name of Claimant (s) Neal Hughes Phone (208) 624-7174Mailing Address Rt. #1 Box 105, St. Anthony, Idaho Zip 83445

*See permit Nos. 7065 and

2. Date of Priority (Only one (1) per claim) May 15, 1989 7085 for cross-reference3. Source of water supply (a) Four ground water wells
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township #1 7 N. Range 42 E.B.M. Section 18,1/4 of NE 1/4 of SW 1/4, Govt. Lot, B.M., County of Fremont#2 well is located in NE $\frac{1}{4}$ NW $\frac{1}{4}$, of Sec. 17, Twp. 7 N., 42 E.B.M.Additional points of diversion if any: #3 well is located in NW $\frac{1}{4}$ NW $\frac{1}{4}$, of Sec. 17, Twp. 7 N., 42 E.B.M.#4 well is located in NE $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 18, Twp. 7 N., 42 E.B.M.

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. #1: 12" pump, 500 H.P. motor with booster, 20" well casing, 780' deep; #2: 12" pump, 450 H.P. motor with booster, 20" well casing, approx. 810' deep; #3: 12" pump, 500 H.P. motor, 20" well casing, approx. 900' deep; #4: 14" pump, 600 H.P. motor with booster, 20" well casing, approx. 1050' deep; pumping equipment places water into an integrated buried steel mainline and then it is distributed to the pivot circles and other sprinklers.

NOV 07 1989

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from Apr. 1 to Oct. 15 amount 24 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 24 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7N	42	17										8	40	33					81
		20					33	32											65

Total number of acres irrigated 146

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: I irrigate approx. 815 acres of grain the first part of the season and
approx. 530 acres of spuds the remainder of the season each year. I have not
increased the quantity of water diverted...I have only increased the number of
acres through more efficient use of the same quantity of water. **MICROFILMED**
NOV 07 1990

Last Name HUGHES Ident No. A22-12765

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License ☒ Permit ☒
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☒ do not _____ 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) Neal Hughes

Date April 14, 1989

Date _____

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

Title _____

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 _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 14th day of April 19 89

SEAL

Notary Public J. D. Hancock

Residing at Rexburg, Idaho

My Commission Expires 11/25/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, J. D. Hancock will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
NOV 07 1996

Last Name HUGHES Ident. Number A22-12765

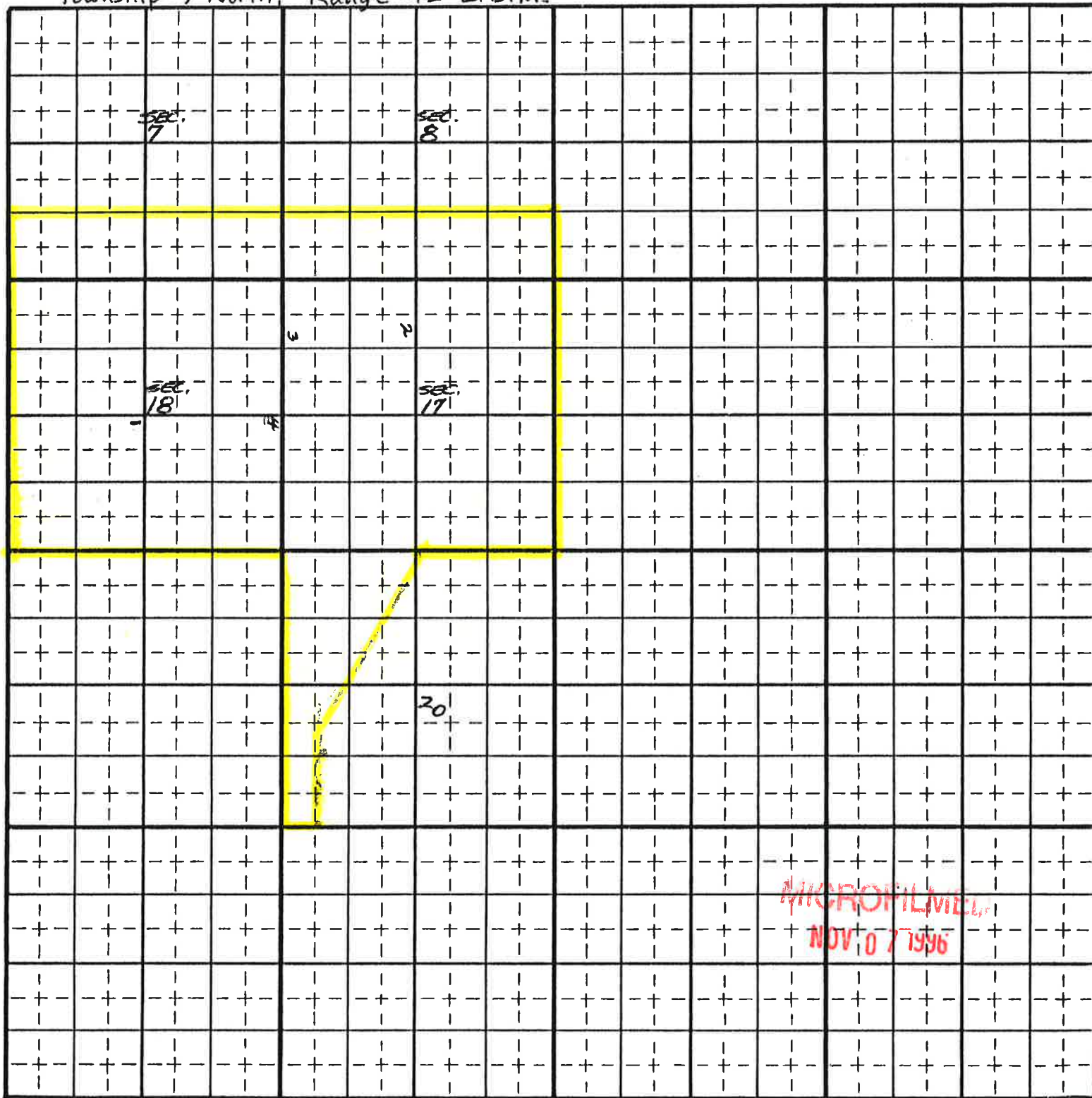
Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

N

Township 7 North, Range 42 E.B.M.



Last Name HUGHES

Ident No. A22-12765

Copies: White-State, Yellow-Claimant