

12/09/2003

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

RIGHT NUMBER: 25-71B
NAME AND ADDRESS: STAN HAWKINS
PO BOX 367
UCON ID 83454

SOURCE: CANYON CREEK
QUANTITY: 1.120 CFS

TRIBUTARY: WILLOW CREEK

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1880

POINT OF DIVERSION:

T01S R40E S20 NESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.120 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01S R40E S16	NWSW	15.0	T01S R40E S16	SWSW	15.0
T01S R40E S17 Lot 3	NESE	14.0	T01S R40E S17 Lot 4	SESE	26.0
T01S R40E S21	NWNW	5.0			

75 ACRES TOTAL

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

Use of water under this right is subject to control by the watermaster of State Water District No. 1.

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: Decreed

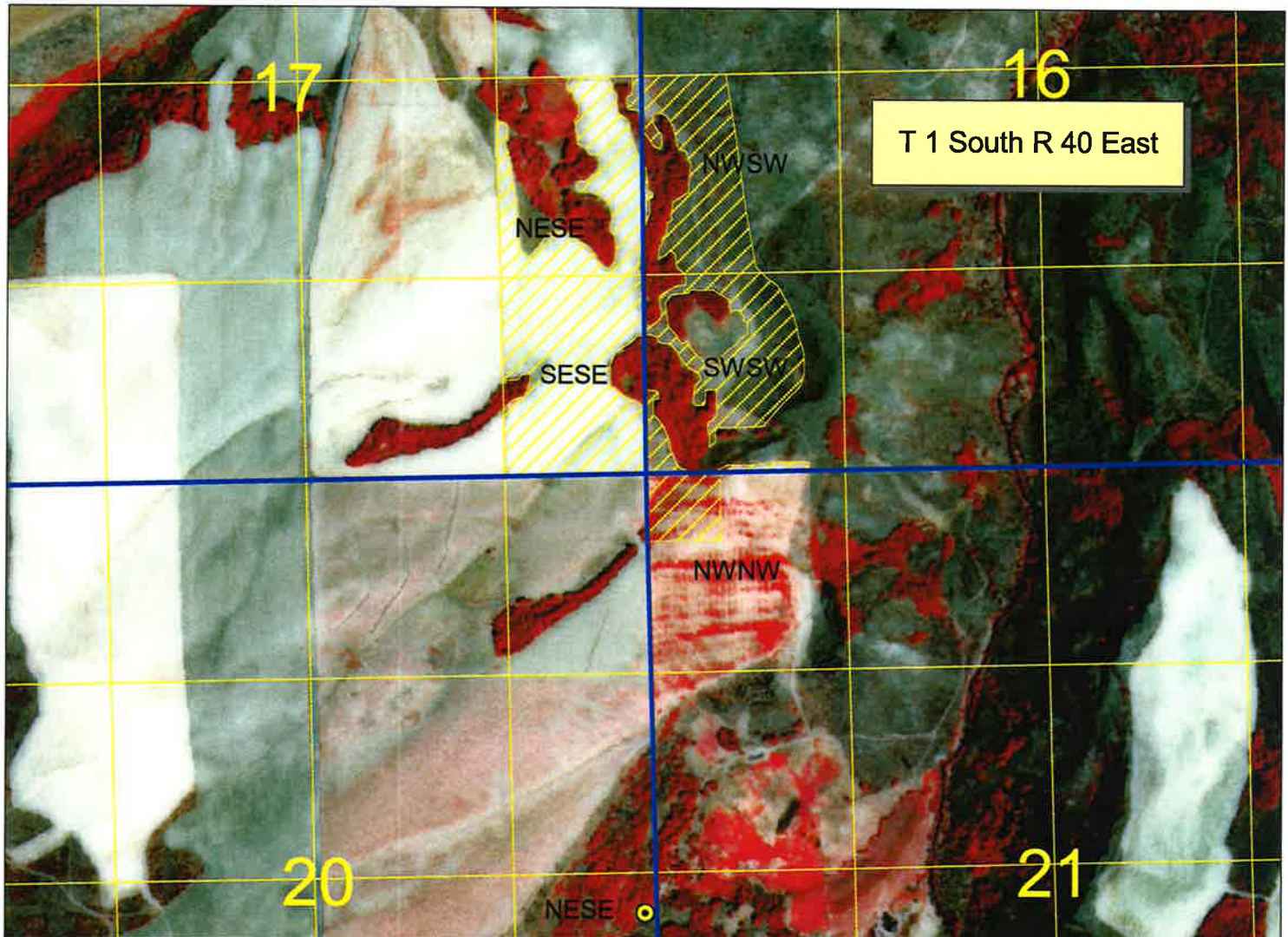


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-02077



1320 0 1320 Feet

SCANNED
AUG 11 2004



- ⊙ Point of Diversion
- ▭ Section
- ▨ Place of Use
- ▭ Quarter Quarter

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: December 2003

SCANNED

Log for claim 25-00071B

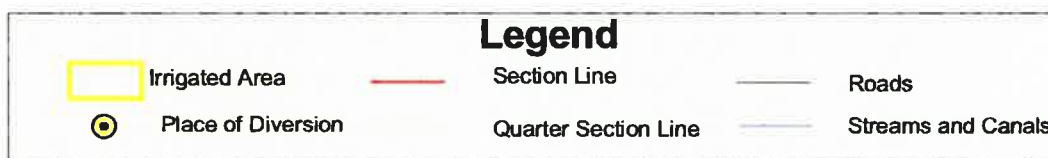
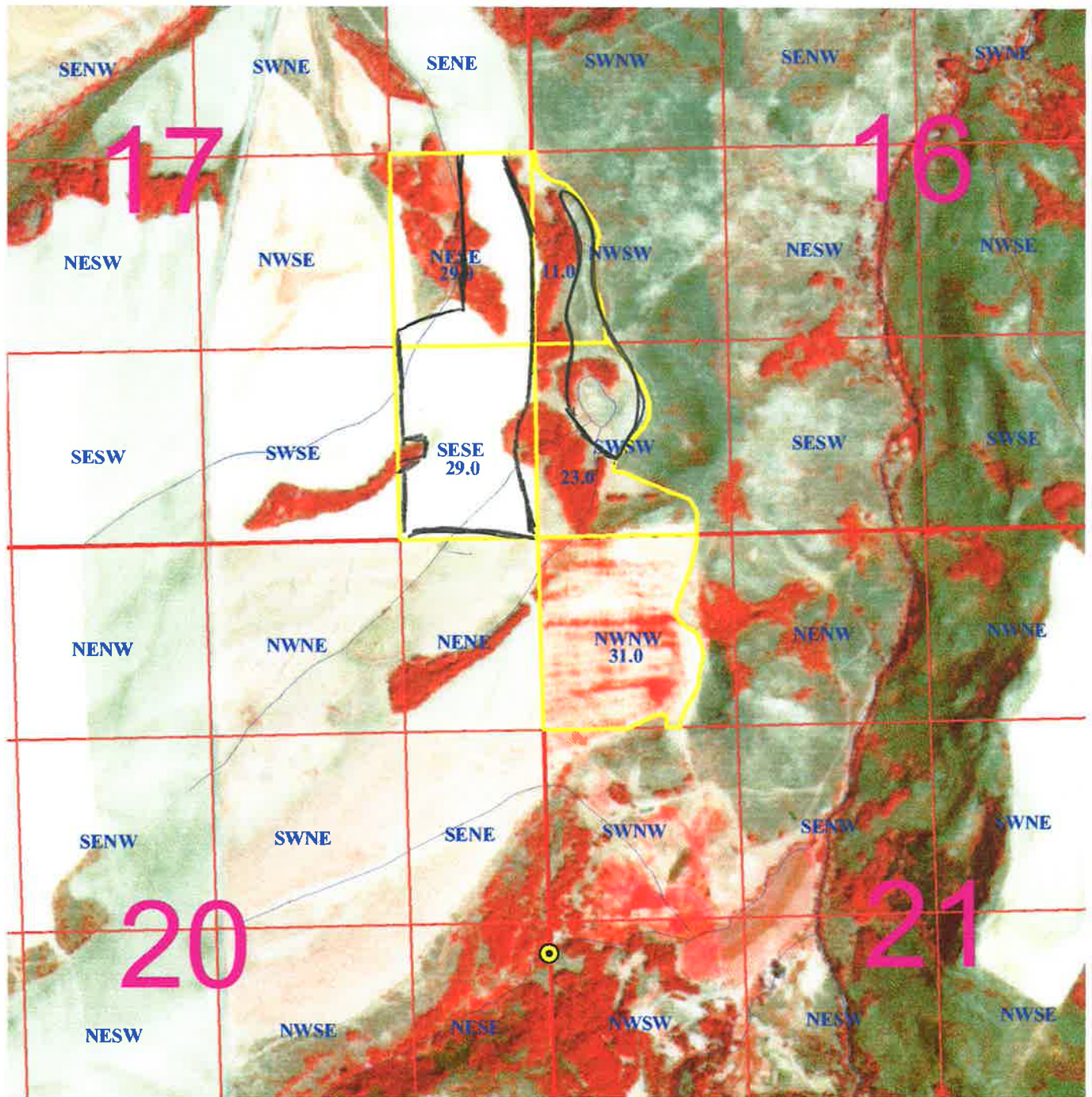
Spatial Dynamics CAT

11/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01s40e	16	NWSW	15	11	Indiscernible
01s40e	16	SWSW	15	23	Indiscernible
01s40e	17	NESE	20	29	Indiscernible
01s40e	17	SESE	20	29	Indiscernible
01s40e	21	NWNW	5	31	Indiscernible
Totals:			75	123	

Water Right Claim Number 25-00071B
Township , 1S40E

11/06/2000



800 0 800 1600 2400 Feet

SPATIAL
DYNAMICS



AJ5809NP
No. A25-00071B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STAN HAWKINS PO BOX 367 UCON ID 83454 (208) 523-2880	04/01/1880	IRRIGATION	04-01 10-31	1.120 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.120 CFS	225.00 AFA

Water Source: CANYON CREEK

Tributary to: WILLOW CREEK

Stage: DECREED

Point(s) of Diversion: T01S R40E S20 NESE

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01S	40E	16	:					:					:		15	15			:					:	30.0	
01S	40E	17	:					:					:						:	20			20	:	40.0	
01S	40E	21	:					:		05			:						:					:	5.0	
TOTAL ACRES																							75.0			

POU County: BONNEVILLE

Non-Irrigation Uses: NONE

Other Rights: -

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-02077

Other Water Rights Listing Overlapping Place(s) of Use:
A25-02077

Remarks: GEN ***** MEMO TO FILE *****
PROGRESSIVE IRRIGATION DISTRICT IS CLAIMING 2.8CFS OF THIS
RIGHT UNDER NOTICE A25-1338820 AND A25-1338821. ESV 11/2/89
THIS RIGHT PAID #E010852
THIS SPLIT MAY NOT BE VALID IF THE AVERYS DONT ALLOW THE
REDEMPTION RIGHTS TO EXPIRE.
*
TRANSFER #4180 APPROVED 12/14/93. CHANGE OF P.O.D. AND P.O.U.
CLAIM AMENDED 8/28/95 SC.

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag:
Audit: 06/14/93 DCARLSON 03/29/95 POST-STD 08/28/95 SCOX

AUGUST 28, 1995

STAN HAWKINS
PO BOX 367
UCON ID 83454

RE: TRANSFER

Dear Mr. Hawkins:

Our office has received notice of your approved transfer #4180 of water right #25-00071B. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer.

Please review the enclosed notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Respectfully submitted,

Ernest M Carlsen
Water Resource Supervisor
Adjudications Bureau

EMC:sc

Enclosure: Notice of Claim to a Water Right

MICROFILMED
NOV 07 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4180
WATER RIGHT NO. 25-00071B

Regin Adj.
RECEIVED

DEC 21 1993

Department of Water Resources
Eastern District Office

This is to certify that: **STAN HAWKINS**
PO BOX 367
UCON ID 83454

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	1.12 CFS	262.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
CANYON CREEK	WILLOW CREEK

Priority: 04/01/1880

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 20, Township 01S, Range 40E
BONNEVILLE 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>
01S	40E	16	NWSW 15	SWSW 15		30
		17	NESE 20	SESE 20		40
		21	NWNW 5			5
Total number of acres irrigated:						75

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01✓
2. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

11-01-1994

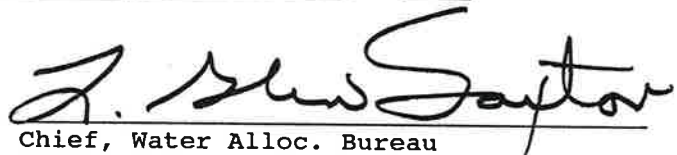
NOV 8 1993

TRANSFER NO. 4180
WATER RIGHT NO. 25-00071B

CONDITIONS/REMARKS:

5. 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.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 14th day of December, 1993.


Chief, Water Alloc. Bureau

RECORDED
NOV 07 1993

5.0. 8-25-93

Form 222
1-87

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4180

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Stan Hawkins Phone 523-2880Post Office address Box 367 Ucon, ID 83454

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 This ground has been watered by
rental bank water and a more secure right is needed.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>A25-000713</u>	<u>April 1, 1880</u>	<u>1.12 cfs</u>	<u>Irrigation</u>	<u>4-1</u> to <u>10-31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 1.12 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Canyon Creek tributary to Willow Creek

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	20	1S	40E	Bonneville	Private ditch

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1S	40E	16									15	15							30
		17													20			20	40
		21					5												5

Total acres 75

PART 1**6. General Information:**

a. Description of diversion system Ditch to pump to sprinkler 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 ☒ 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; I'll continue to irrigate with my shares of
Enterprise Canal water

d. Remarks:

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____.

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 PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A25-000718 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Sheriff's Sale Agreement

3. Source of water Willow Creek tributary to Snake River

4. Date or priority 4-01-1880

5. Water is used for the following purpose:

amount 1.12 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right 1.12 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	SW	15	3N	39E	Bonneville	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	39E	20	15	40	20														75

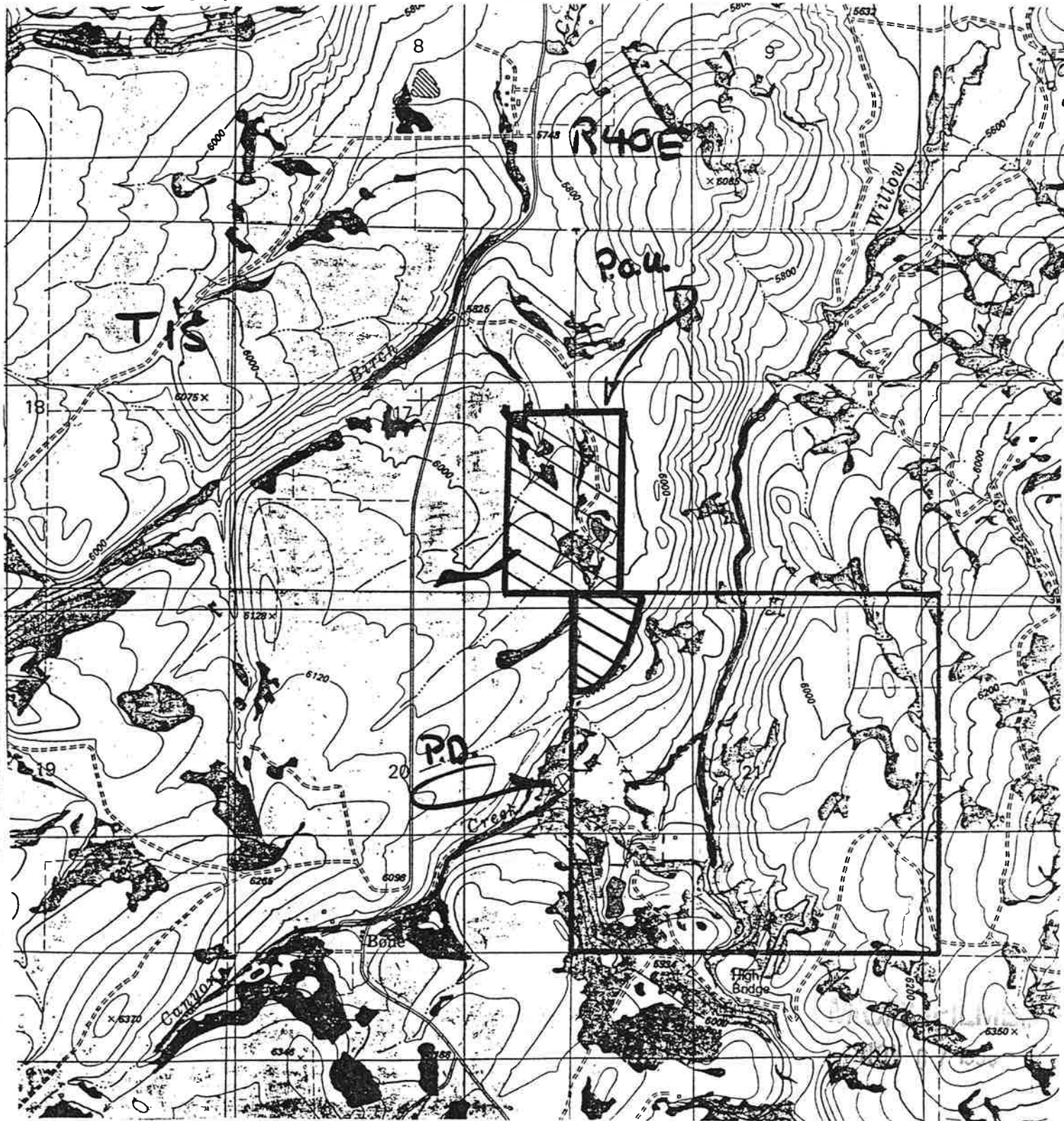
Total Acres 75

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

Enterprise Canal

Shares in

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.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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

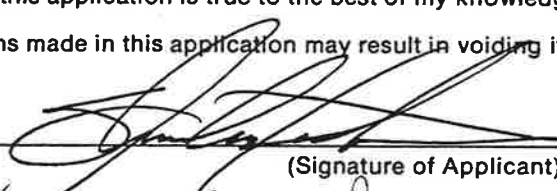
1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				_____ to _____
				_____ to _____

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

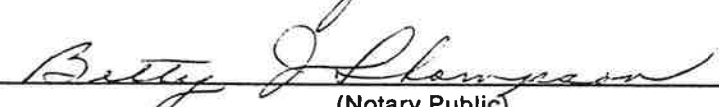
3. Describe effects on other water uses resulting from the proposed change:

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.


 (Signature of Applicant)

 Subscribed and sworn to before me this 29th day of June, 1993.


 (Notary Public)

BETTY J. THOMPSON, NOTARY PUBLIC

My commission expires ENDING AT IDAHO FALLS, IDAHO

MY COMMISSION EXPIRES: 6.30.94

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 6-29-93 Protest filed by _____Prelim. check by 1 Fee 50.00Receipted by HWT #E018779 Date 6-29-93Published in Past Register Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

JUNE 14, 1993

STAN HAWKINS
BOX 367
UCON ID 83454

RE: CHANGE IN OWNERSHIP FOR A25-00071

Dear Mr. Hawkins:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) have been split as follows:

Roy and Clyde Avery (A25-00071A), 2.08 CFS on 140 acres.
Stan Hawkins (A25-00071B), 1.12 CFS on 75 acres; copy of Notice enclosed.

If you have any questions regarding this change, please call 525-7161 and ask for Dave Carlson.

Respectfully submitted,

Dave Carlson
Water Right Agent, Adjudications

DC:jt

cc: Roy and Clyde Avery/A25-00071A, copy

MICROFILMED
NOV 07 1990



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 3N Range 39E
Section 20, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet. (see below)

☐ 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)
Assigned by IDWR: A25-00071

☐ Name and Address of Former Owner/Claimant(s)(Seller): Roy Avery - 9673 N. 7SE. IF, ID

☐ New Owner/Claimant (Purchaser): Clyde Avery - 9729 N. 7SE. IF, ID
Stan Hawkins

☐ New Mailing Address: Box 367 Ucon, ID 83454

☐ New Telephone Number: (208) 523 - 2880

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
N 1/2 NE 1/4 (15 acrs), NW 1/4 NE 1/4 (40 acrs), N 1/2 SW 1/4 NE 1/4 (20 acrs)
+ 1.12 cfs in T3N R39E Sect. 20

☐ Attach proof of ownership, describe proof attached: Final Sale Agreement

(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) [Signature] Date 6-11-93

☐ Signature of Former Owner/Claimant(s): _____ 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:

MICROFILMED
NOV 07 1996

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

FINAL SALE AGREEMENT

88 ^{LN.} ~~44~~ ~~DECEMBER~~ ~~November~~ THIS AGREEMENT is made and entered into this 17 day of November, 1992, by and between FARM CREDIT BANK OF SPOKANE, hereinafter referred to as "BANK", of 1088 N. Skyline, Dr., Idaho Falls, Idaho, and STAN HAWKINS and LINN HAWKINS, his wife, of 3675 East 113 North, Idaho Falls, Idaho, hereinafter referred to as "HAWKINS".

WITNESSETH:

1. The BANK heretofore commenced an action for foreclosure against CLYDE AVERY, et al, and ultimately through a Sheriff's Foreclosure, obtained a Sheriff's Certificate of Sale dated June 22, 1992, recorded as Instrument No. 830385 in the records of Bonneville County.

2. HAWKINS wants to acquire the property which is the subject of the foreclosure and Certificate of Sale. The BANK is willing to transfer its interest under the Sheriff's Certificate of Sale, but the redemption rights have not yet expired.

3. The parties have heretofore entered into a Sale Agreement and Receipt for Ernest Money and an Addendum thereto. They have also obtained a Commitment for Title Insurance, but have since learned no policy of insurance will be issued until redemption rights have expired.

3. The parties now wish to complete the transaction.

NOW, THEREFORE, for and in consideration of the mutual promises contained hereafter, One Dollar (\$1.00) and other good and valuable consideration, the parties agree as follows:

1. REAL PROPERTY: The BANK hereby agrees to transfer its right under the Sheriff's Certificate of Sale in the following described real property to HAWKINS:

Township 3 North, Range 39 East of the Boise Meridian, Bonneville County, Idaho.

Section 20: N1/2 NE1/4 NE1/4 except the East 330 feet thereof; NW1/4 NE1/4, N1/2 SW1/4 NE1/4.

2. TRANSFER OF SHERIFF'S CERTIFICATE: Attached hereto marked Exhibit A and by this reference made a part hereof is a copy of an Assignment by the BANK to HAWKINS. It is termed a Partial Assignment because not all of the property on the Sheriff's Certificate is being transferred and assigned to HAWKINS.

3. WATER: Included in the transfer by the BANK will be the following water rights:

A. 31 1/2 shares in the Enterprise Canal Company. The BANK has possession of the water certificate(s) representing that number of shares, and will on execution hereof, tender the shares to the Enterprise Canal Company and have it issue a new certificate in favor of HAWKINS.

B. The Willow Creek water which is appurtenant to the land. Said water is shown on License No. 25-0071 on file with the State

of Idaho Department of Water Resources. A claim has been duly filed in the Snake River Adjudication. The BANK does not warrant the number of inches appurtenant to the described land, but does warrant there is a valid right and duly filed claim to Willow Creek water appurtenant to the land.

C. There is additional Willow Creek water for three acres on adjacent property which was included in the foreclosure. It cannot be used on the three acres and so the Willow Creek water historically appurtenant thereto is included in this sale. The three acres is that described as Tract I on Exhibit A to the Sheriff's Certificate of Sale attached hereto as Exhibit A.

D. The BANK agrees to do whatever is required by the Idaho Department of Water Resources to consummate and complete the transfers of the water rights to HAWKINS.

4. PURCHASE PRICE: HAWKINS agrees to pay to the BANK the sum of Fifty Two Thousand Five Hundred Dollars (\$52,500.00) for the real property and the water described herein. Said payment will be made upon execution of this agreement.

5. TITLE INSURANCE: The parties have heretofore have a Preliminary Commitment for title insurance. A copy of that commitment is attached hereto are marked Exhibit B and by this reference made a part hereof. The title company has indicated, however, it will not issue title insurance unless and until the redemption rights expire, one year from the date of sale. Therefore, the BANK agrees that if redemption rights expire, so that the title company will issue a policy, it will obtain and pay for that policy upon expiration of the redemption rights. It further agrees at that time it will have the title company remove from the policy Exceptions 7, 8, 9, 10, 11, and 12 in Schedule B Section 2 of attached Exhibit B.

6. TAXES AND ASSESSMENTS: The BANK agrees to pay all real estate taxes and water assessments for calendar year 1992 and theretofore. It will also pay any other liens or encumbrances which are not disclosed on Exhibit B (except redemption claims), unless it has already done so, including a weed lien filed and/or claimed by Bonneville County.

The BANK agrees it will pay all such taxes and assessments prior to December 20, 1992.

7. REDEMPTION RIGHTS: HAWKINS understands the BANK does not have clear title to the property. It was the successful bidder at a Sheriff's Foreclosure Sale, and has a validly executed Sheriff's Certificate of Sale. HAWKINS understands there are outstanding redemption rights, and takes the property subject to such rights. In the event there is a redemption or claim for redemption, HAWKINS agrees to deal with the same and agrees that the BANK has no interest therein, having transferred all of its interest herewith. The BANK makes no representations, warranties or promises

SCANNED

JUL 15 2001

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: **A25-00071B**

Date Received: 9/28/1989

Receipt No: X777777

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: STAN HAWKINS
Address: PO BOX 367
UCON ID

208-523-2880

83454

2. Date of Priority: APR 1, 1880

3. Source: CANYON CREEK

Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	40E	20		NE	SE		BONNEVILLE

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.120		

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

A.F.A.

8. Total consumptive use is 225.0 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
01S	40E	16	NW	SW		IRR	15.0
			SW	SW		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	30.0
		17	NE	SE		IRR	20.0
			SE	SE		IRR	20.0
						Section Acres	40.0
		21	NW	NW		IRR	5.0
						Section Acres	5.0
						Total Acres	75.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

***** MEMO TO FILE *****

PROGRESSIVE IRRIGATION DISTRICT IS CLAIMING 2.8CFS OF THIS
RIGHT UNDER NOTICE A25-13388Z0 AND A25-13388Z1. ESV 11/2/89
THIS RIGHT PAID #E010852

THIS SPLIT MAY NOT BE VALID IF THE AVERYS DONT ALLOW THE
REDEMPTION RIGHTS TO EXPIRE.

*

TRANSFER #4180 APPROVED 12/14/93. CHANGE OF P.O.D. AND P.O.U.
CLAIM AMENDED 8/28/95 SC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

EAGLE ROCK & WILLOW CR WATER

Decree Plaintiff

HENRY KIEFER ET AL.

vs Decree Defendant

MICROFILMED
NOV 07 1996

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: **A25-00071B**
Date Received: 9/28/1989
Receipt No: X777777
Received By: _____

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

1. Name: STAN HAWKINS
Address: PO BOX 367
UCON ID 83454
208-523-2880

2. Date of Priority: APR 1, 1880

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
03N	39E	15	NW		SW		SW		BONNEVILLE

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.120		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	39E	20	NE		NE		IRR	15.0
			NW		NE		IRR	40.0
			SW		NE		IRR	20.0

A2500071B



MICROFILMED
NOV 07 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	75.0
					Total Acres	75.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

***** MEMO TO FILE *****
PROGRESSIVE IRRIGATION DISTRICT IS CLAIMING 2.8CFS OF THIS
RIGHT UNDER NOTICE A25-13388Z0 AND A25-13388Z1. ESV 11/2/89
THIS RIGHT PAID #E010852
THIS SPLIT MAY NOT BE VALID IF THE AVERYS DONT ALLOW THE
REDEMPTION RIGHTS TO EXPIRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

EAGLE ROCK & WILLOW CR WATER
Decree Plaintiff

HENRY KIEFER ET AL.
vs Decree 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: _____

MICROFILMED
NOV 07 1990