

09/08/2003

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

RIGHT NUMBER: 29-4110

NAME AND ADDRESS: JOHN WILLIAM HART
2435 E HAWKINS
DOWNEY ID 83234

MARILYN MIKKELSON
2433 E HAWKINS
DOWNEY ID 83234

SOURCE: SPRINGS

TRIBUTARY: PECK CREEK

QUANTITY: 0.040 CFS
2.00 AFY

FACILITY VOLUME 2 AF.

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/30/1968

POINT OF
DIVERSION: T11S R37E S6 NENENW Lot 3 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION STORAGE	01/01 12/31	2.00 AFY
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: DOMESTIC Within BANNOCK County

T11S R37E S06 Lot 3 NENW

RECREATION STORAGE Within BANNOCK County

T11S R37E S06 Lot 3 NENW

09/08/2003

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

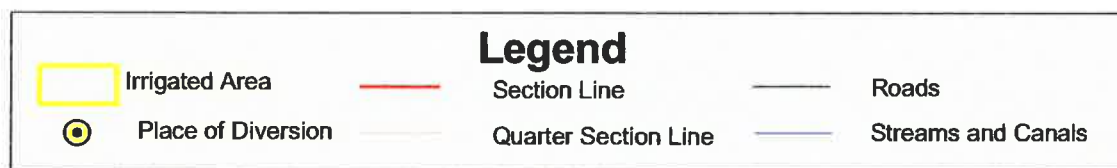
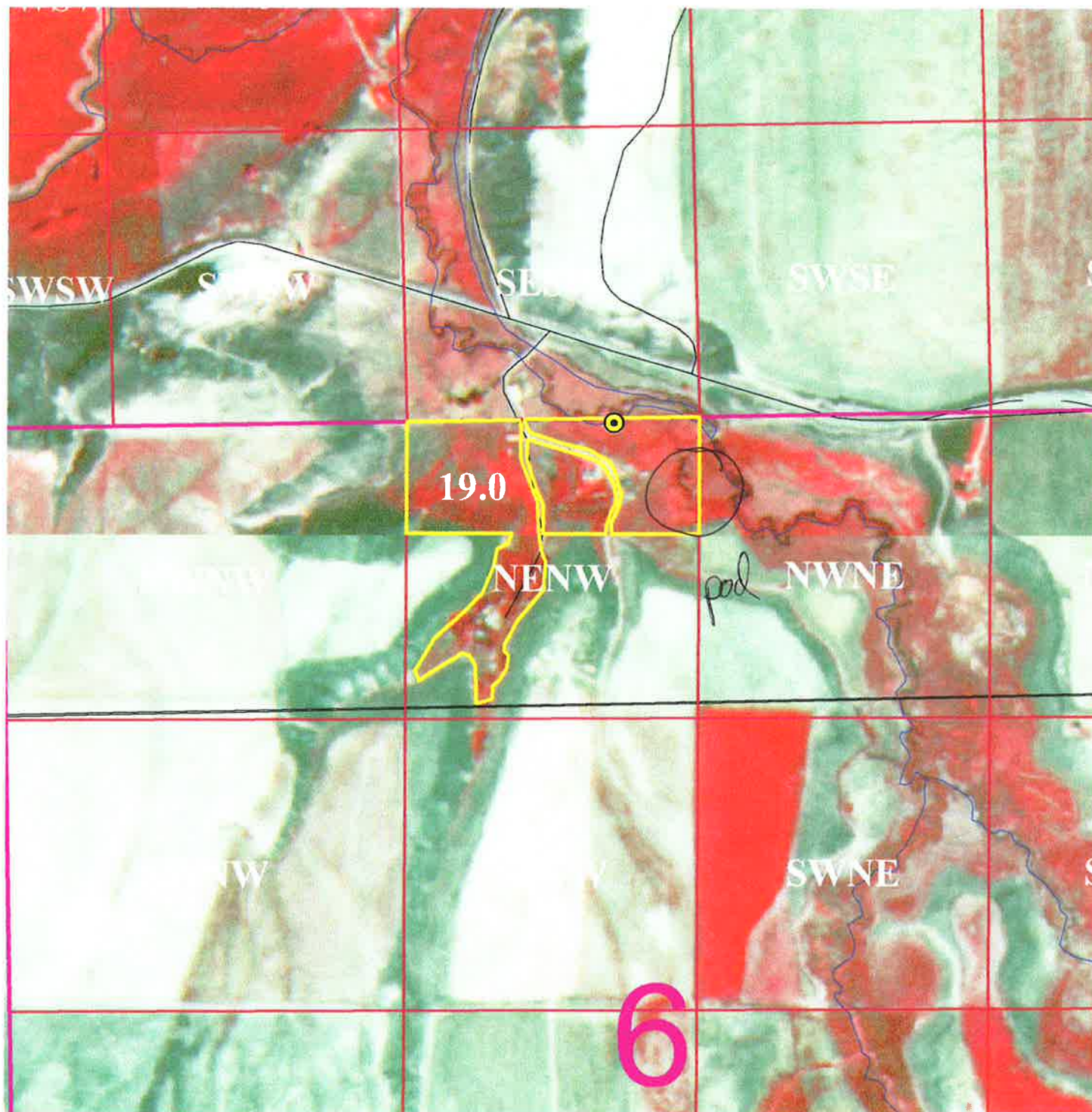
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

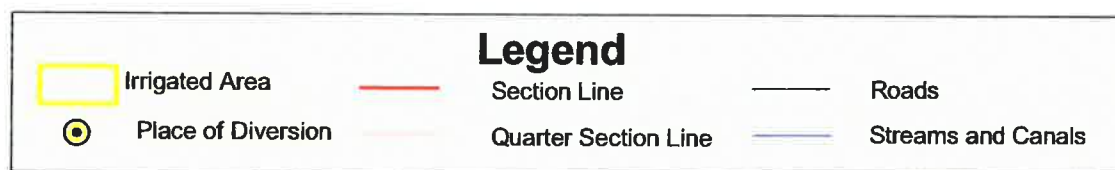
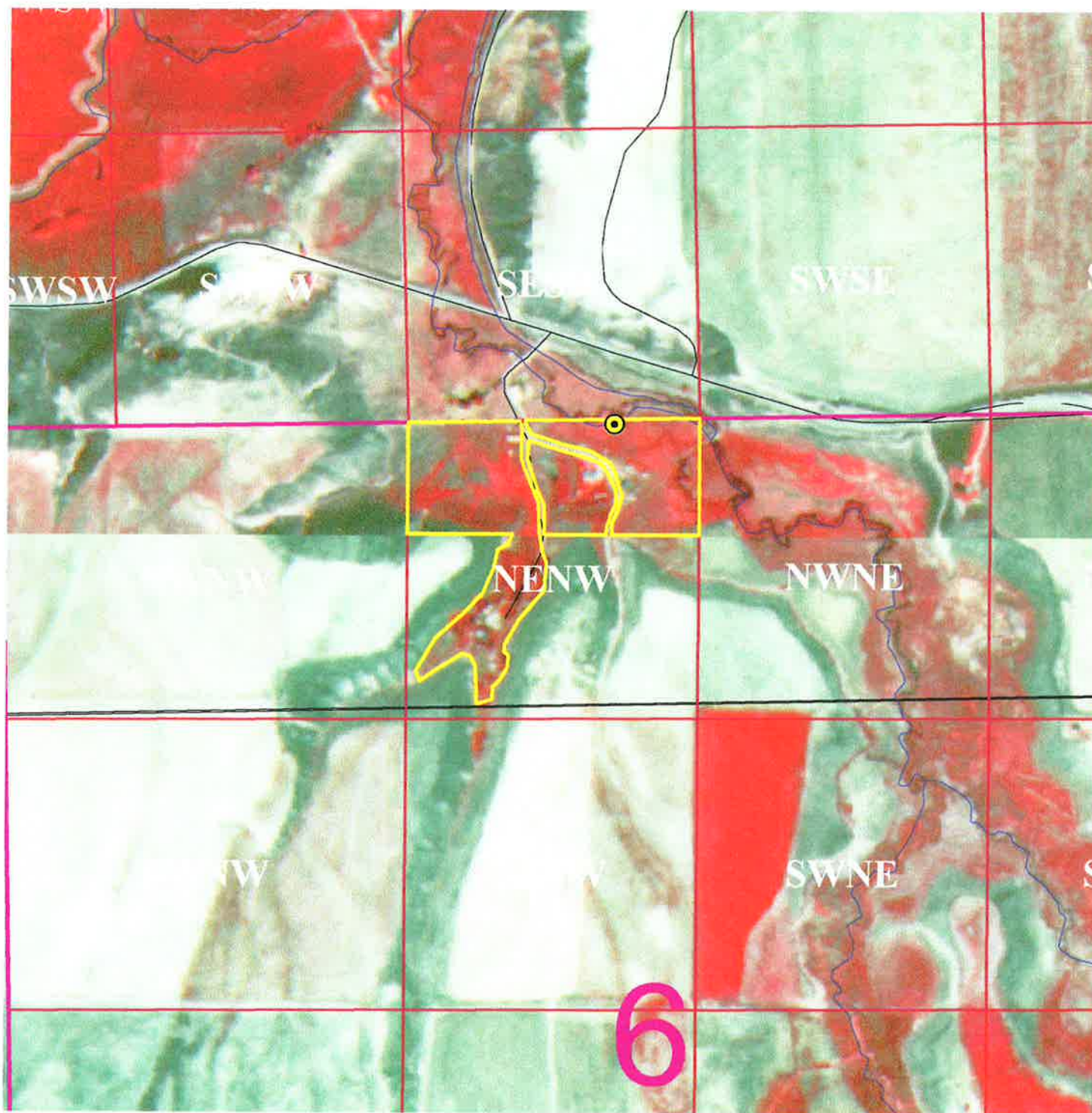
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

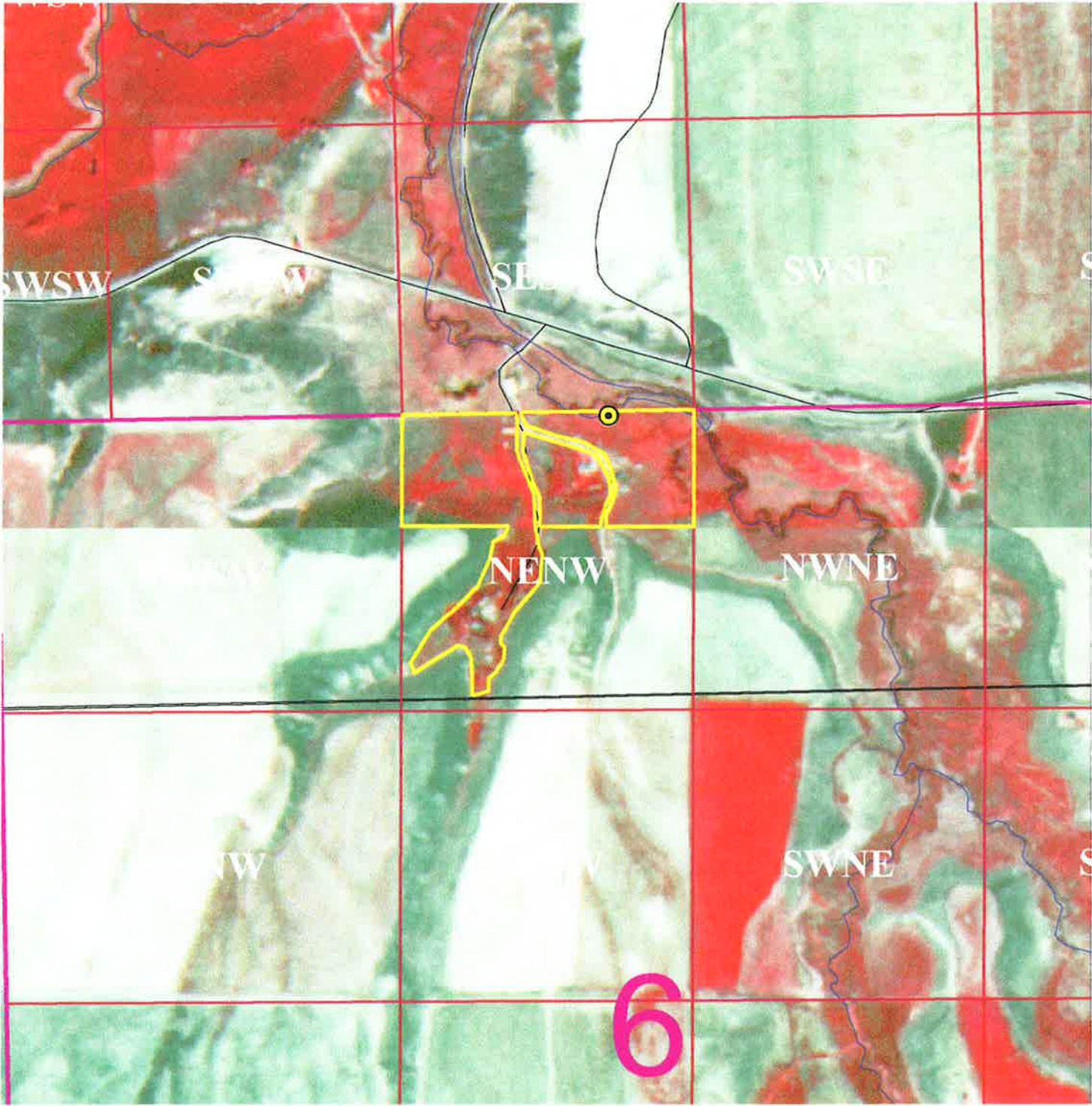
Townships , 10S37E, 11S37E



Townships , 10S37E, 11S37E



Townships , 10S37E, 11S37E



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals

Legend





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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 12, 2003

MARILYN MIKKELSON
2433 E HAWKINS
DOWNEY ID 83234

RE: Notice of Change of Water Right Ownership (NCO) for 29-4109, 29-4110, 29-4111, 29-4112 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On September 9, 2003, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, 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 water right(s) as recorded in the SRBA.

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

Respectfully,

Kristen Forsgren
Office Specialist 1

Enclosure

cc: JOHN WILLIAM HART

FILED

SCANNED
MAR 16 2006



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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 12, 2003

JOHN WILLIAM HART
2435 E HAWKINS
DOWNEY ID 83234

RE: Notice of Change of Water Right Ownership (NCO) for 29-4109, 29-4110, 29-4111, 29-4112 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On September 9, 2003, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, 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 water right(s) as recorded in the SRBA.

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

Respectfully,

Kristen Forsgren
Office Specialist 1

Enclosure

cc:

SCAN
MAR 18 2004

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: 29-4109, 29-4110, 29-4111, 29-4112

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
 - ☐ 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: 9 Sept. 2003.

Ernest Carlson
Signature of IDWR Representative

SCAN...
MAR 10 2005

CERTIFICATE OF MAILING

I certify that on 9-12-03, 2003, 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:
JOHN WILLIAM HART & JENNIE HART
2435 E HAWKINS
DOWNEY ID 83234

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
JOHN WILLIAM HART
2435 E HAWKINS
DOWNEY ID 83234

MARILYN MIKKELSON
2433 E HAWKINS
DOWNEY ID 83234

4. One copy to:

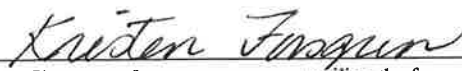
Each party in the subcase, or attorney of record
JOHN WILLIAM HART
2435 E HAWKINS
DOWNEY ID 83234

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

OK JC
9/5/03

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

RECEIVED
SEP 05 2003

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

Department of Water Resources
Eastern Region

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
	29-4109				
	29-4111				
	29-4112				
	29-4110				

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)

John William Hart Jennie Hart
2435 E Hawkins Downey ID 83234

4. New Owner/Claimant(s)

John William Hart | Marilyn Mikkelsen
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

2435 E Hawkins | 2433 E Hawkins

City, State and ZIP Code

Downey ID 83234 | Downey ID 83234

New Telephone Number

(208) 897-5743 | (208) 897-9918.

5. Date you acquired the property

NA.

PROFILED

SCANNED
MAR 16 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-9(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter the number(s) at Item 1. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.

3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at Item 3.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at Item 6. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip Item 6 and go to Item 7.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

MAR 16 2000

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

State of Idaho

CERTIFICATE OF DEATH

ONLY A COPY OF THIS DOCUMENT CERTIFIED BY THE STATE REGISTRAR, WITH THE DEPT. OF HEALTH & WELFARE RAISED SEAL, SHALL BE USED AS PRIMA FACIE EVIDENCE OF THIS DEATH UNDER IDAHO CODE 39-24101 & 39-224

State File No. 6-545
Local Reg. No. 6-545

DECEDENT	DECEDENT — NAME		SEX		DATE OF DEATH (Month, Day, Year)	
	FIRST JENNIE	MIDDLE MARIE	LAST DUNTON HART	FEMALE	NOV. 17, 1999	
TYPE OR PRINT IN PERMANENT BLACK INK. DO NOT USE FELT TIP PEN	SOCIAL SECURITY NUMBER 526-46-2998		AGE — Last Birthday (M, D, Y) 64	UNDER 1 YEAR MONTHS 1 DAYS 1	UNDER 1 DAY HOURS 4 MIN 5	DATE OF BIRTH (Month, Day, Year) MAY 30, 1935
	BIRTHPLACE (City and State or Foreign Country) ONTARIO, OREGON					
NAME OF DECEDENT For use by physician or institution	WAS DECEDENT EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No		PLACE OF DEATH (Check only one) *			
			HOSPITAL (1) ☐ Inpatient (2) ☐ ER/Outpatient (3) ☐ DOA OTHER (4) ☐ Long-Term Care Facility (5) ☒ Own Residence (6) ☐ Other Private Residence (7) ☐ Other (Specify)			
FATHERS	FACILITY NAME AND ADDRESS (If not a hospital, enter name of place, street and number)			CITY, TOWN OR LOCATION OF DEATH		COUNTY OF DEATH
	2435 E. HAWKINS RD.			DOWNEY		BANNOCK
INFORMANT	MARITAL STATUS — Married, Never Married, Widowed, Divorced (Specify)		SURVIVING SPOUSE (If wife, give maiden name)		DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired.)	
	MARRIED		JOHN WILLIAM HART		HOUSEWIFE	
DISPOSITION	RESIDENCE STATE	COUNTY	CITY, TOWN OR LOCATION	STREET AND NUMBER	ZIP CODE	
	IDAHO	BANNOCK	DOWNEY	2435 E. HAWKINS RD.	83234	
CAUSE OF DEATH	INSIDE CITY LIMITS? ☐ Yes ☒ No		WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes — If yes, specify Cuban, Mexican, Puerto Rican, etc.) ☐ Yes ☒ No		RACE — American Indian, Black, Japanese, White, etc. (Specify) WHITE	
					18. DECEDENT'S EDUCATION (Specify only highest grade completed) Elementary/Secondary (0-12) 3 College (1-4 or 5+) 3	
FATHERS	FATHER — NAME		BIRTHPLACE		MOTHER — FULL MAIDEN NAME	
	HARVEY DUNTON		UTAH		VIRGINIA WHITE	
INFORMANT	INFORMANT'S NAME (Type/Print)		MAILING ADDRESS (Street and Number or Rural Route Number, City or Town, State, Zip Code)			
	JOHN WILLIAM HART		2435 W. HAWKINS RD. DOWNEY, IDAHO 83234			
DISPOSITION	METHOD OF DISPOSITION		PLACE OF DISPOSITION (Name of cemetery, crematory, or other place)		LOCATION — City or Town, State	
	☒ Burial ☐ Cremation ☐ Removal from Idaho		MARSH CENTER CEMETERY		VIRGINIA, IDAHO	
CAUSE OF DEATH	SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH		LICENSE NUMBER (of Licensee)		NAME AND ADDRESS OF FACILITY	
	<i>[Signature]</i>		M-607 132		HORSLEY FUNERAL HOMES W. 300 N. MALAD CITY, IDAHO 83252	
CAUSE OF DEATH	TIME OF DEATH (Month, Day, Year)		DATE PRONOUNCED DEAD (Month, Day, Year)		MANNER OF DEATH (Check One)	
	0430 NOV. 17, 1999		NOV. 17, 1999		☐ Natural ☐ Homicide ☐ Suicide ☐ Accident ☐ Pending Investigation ☐ Could Not Be Determined	
CAUSE OF DEATH	27. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line.					
	IMMEDIATE CAUSE (Final disease or condition resulting in death) a. Metastatic Breast Cancer DUE TO (or as a consequence of) 10 months					
CAUSE OF DEATH	27. PART II. Other Significant Conditions contributing to death but not resulting in the underlying cause given in Part I.					
	WAS AN AUTOPSY PERFORMED? ☐ Yes ☒ No WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? ☐ Yes ☐ No					
CERTIFIER	CERTIFIER (Check only one)					
	☒ PHYSICIAN — To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☐ CORONER — On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.					
CERTIFIER	SIGNATURE AND TITLE OF CERTIFIER		LICENSE NUMBER		DATE SIGNED (Month, Day, Year)	
	<i>[Signature]</i>		M5725		11/24/99	
CERTIFIER	NAME AND ADDRESS OF CERTIFIER (Type/Print)					
	DR. LYNN ESKELSON 37 N. 1st E. PRESTON, IDAHO					
TO BE USED FOR EXTERNAL CAUSES ONLY	DATE OF INJURY (Mo., Day, Yr.)		HOUR OF INJURY		DESCRIBE HOW INJURY OCCURRED	
CORONER'S REVIEW AREA	INJURY AT WORK? ☐ Yes ☐ No		IF TRANSPORTATION ACCIDENT, Specify		PLACE OF INJURY — At home, farm, street, factory, office building, etc. (Specify)	
			☐ Driver ☐ Passenger ☐ Pedestrian ☐ Other		LOCATION (Street or Route Number, City/Town, or County, and State)	
CORONER'S REVIEW AREA	CORONER'S ACTION		CORONER'S SIGNATURE		DATE SIGNED (Month, Day, Year)	
	I have reviewed and/or amended, and certified.		<i>[Signature]</i>		Dec. 6, 1999	

BK 86663 PG 0755

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: Dec 6, 1999

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR



WARRANTY DEED

For Value Received Ten Dollars and other valuable consideration

Herman Reisner

94016225

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

John W. Hart and Jennie Hart, husband and wife

the grantees, the following described premises, in Bannock County Idaho, to wit:

Lot 5 - 54.24 Acres; Lot 4 - 55.57 Acres Tr. Lot 3 & SE 1/4 NW 1/4 Tax 12- 68.53
Acers Section 6 Township 11 South Range 37 E. B. M.

NE 1/4 SE 1/4 40 Acers.

Section 1 Township 11 South Range 36 E. B. M.

Of better discribed as follows:

Lot 5 and Lot 4, Section 6, Township 11 South, Range 37 E. B. M., Bannock
County, Idaho, and Lot 3 and SE 1/4 NW 1/4 of Section 6, Township 11 South, Range
37 E. B. M., Bannock County, Idaho, Except the Following described tract:
Beginning at the Southwest corner of the SE 1/4 NW 1/4 of Section 6, Township 11
South, Range 37 E. B. M., thence East 20 Rods, thence North 100 Rods, thence
West 20 Rods, thence South 100 Rods to the point of Beginning. NE 1/4 SE 1/4
Section 1, Township 11 South, Range 36, E. B. M., Bannock County, Idaho...

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and
Their heirs and assigns forever. And the said Grantor do so hereby covenant to and
with the said Grantee, that he is the owner in fee simple of said premises; that they are free
from all incumbrances none

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

Dated: December 6, 1966

Herman Reisner

STATE OF IDAHO, COUNTY OF

On this 6 day of December, 1966,
before me, a notary public in and for said State, personally
appeared Herman Reisner

NOTARY SEAL

94016225

NO. 94016225
RECORDED AT REQUEST OF
JOHN W. HART

'94 SEP -6 P4:12

OFFICIAL RECORDS BOOK NO. 1023
BANK COUNTY IDAHO
LARRY G. HAN RECORDED
EE. 300 DEPUTY

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.

John B. Brown
Notary Public
Residing at Downey, Idaho
Comm. Expires Oct. 25, 1968

Furnished by the FOCATELLO TITLE CO.

SCANNED

MAR 16 2006

WARRANTY DEED

565940

For Value Received HERMAN H. REISNER and BEATRICE V. REISNER,
husband and wife,

the grantor s, do hereby grant, bargain, sell and convey unto
JOHN W. HART and JENNIE D. HART,
husband and wife,

whose current address is Rural Route, Downey, Idaho 83234

the grantee s, the following described premises, in Bannock.....County Idaho, to wit:

Township 10 South, Range 37 East of the Boise Meridian

Section 31: Commencing at a brass cap marker which is the Southwest corner of Section 31, and running thence North across the Virginia Highway to the North Bank of the channel of Marsh Creek 1027 feet, more or less, thence North 77°05' East 200 feet along said channel, thence North 47°50' East 400 feet, more or less, thence East 20.08 feet, thence South across the Virginia Highway 1340.20 feet, more or less, to the South line of Section 31, thence West 31 rods, more or less, to the place of beginning, and being a portion of LOT SEVEN (7), Township 10 South, Range 37 East of the Boise Meridian. EXCEPTING THEREFROM those portions of above-described premises falling within the bounds of the Virginia Highway.

ALSO, Commencing at the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of LOT EIGHT (8), Section 31, and running thence West 80 rods to the East boundary line of LOT SEVEN (7), thence South 729 feet, more or less, to the North boundary line of the Virginia Highway, thence Easterly following the North boundary of the said highway to a point 686 feet South along the East line of Lot 8, thence North 686 feet along the East line of Lot 8 to the place of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: November 22, 1976

Herman H. Reisner
Beatrice V. Reisner

STATE OF IDAHO, COUNTY OF

On this 22nd day of November, 1976,
before me, a notary public in and for said State, personally
appeared

HERMAN H. REISNER and
BEATRICE V. REISNER, husband
and wife,

known to me to be the person s whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

John B. Brown
Residing at Downey
Comm. Expires Oct. 25, 1980
Notary Public
Idaho

565940

NO. RECORDED AT REQUEST

John Hart

Nov 24 4 30 PM '76

296
BANNOCK COUNTY, IDAHO
TIM ECKEN, RECORDER
FEE 1.00 DEEDITY 1n

NOTARY SEAL

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

SCANNED
MAR 15 2006

WARRANTY DEED

565941

For Value Received HERMAN H. REISNER and BEATRICE V. REISNER,
husband and wife,

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

JOHN W. HART and JENNIE D. HART,
husband and wife,

whose current address is Rural Route, Downey, Idaho 83234

the grantees, the following described premises, in Bannock County Idaho, to wit:

Township 10 South, Range 37 East of the Boise Meridian
Section 31: Commencing at the Southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of
LOT EIGHT (8), Section 31; and running thence West
300 feet along the section line, thence North 677.88
feet to the South boundary line of the Virginia Highway,
thence South 72°27' East 314.65 feet along said highway,
thence South 583 feet to the place of beginning.

ALSO, Commencing at a point 256 feet North of the Southwest
corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of LOT EIGHT (8), Section 31; and
running thence North 280 feet, more or less, to the South
Boundary Line of the Virginia Highway, thence Easterly
325 feet along said Highway, thence South 280 feet,
thence Westerly 325 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s, that they are the owners in fee simple of said premises; that they are free
from all incumbrances

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

Dated: November 22, 1976

STATE OF IDAHO, COUNTY OF

On this 22nd day of Nov. , 1976 ,
before me, a notary public in and for said State, personally
appeared

HERMAN H. REISNER and
BEATRICE V. REISNER, husband
and wife,

known to me to be the person s whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public

Residing at Downey, Idaho
Comm. Expires Oct. 25, 1980

565941

NO. RECORDED AT REQUEST OF

John Hart

Nov 24 4 30 PM '76

296
BANNOCK COUNTY, IDAHO
W. H. REISNER, RECORDER
FEE 1.00 PRIVITY, In

NOTARY SEAL

SCANNED

MAR 16 2006

02/08/2003

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: April 21, 2003

Water right number: 29-4110

JOHN WILLIAM HART
2435 E HAWKINS
DOWNEY ID 83234
Telephone Number: (208)897-5743

JENNIE HART
2435 E HAWKINS
DOWNEY ID 83234
Telephone Number: (208)897-5743

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: 8-1-03 SIGNATURE: John Hart
Please print your name: JOHN HART

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

RECEIVED

AUG 11 2003

Department of Water Resources
Eastern Region

PROFILED

SCAN

MAR 15 2004



29-4110

springs / power / domestic use

2.00 AF

recreation pond

no irrigation

PROFILED

SCANNED

MAR 16 2006

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

12/13/2001

NAME AND ADDRESS: JOHN WILLIAM HART
2435 E HAWKINS
DOWNEY ID 83234

JENNIE HART
2435 E HAWKINS
DOWNEY ID 83234

SOURCE: SPRINGS

TRIBUTARY: PECK CREEK

QUANTITY: 0.04 CFS
2.0 AFY

FACILITY VOLUME 2 AF.

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/30/1968

POINT OF DIVERSION:

T11S R37E S6 NENENW Lot 3 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION STORAGE	01/01 12/31	2.00 AFY
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: RECREATION STORAGE Within BANNOCK County

T11S R37E S06 Lot 3 NENW

DOMESTIC Within BANNOCK County

T11S R37E S06 Lot 3 NENW

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: Beneficial Use

JUN 04 2001

Log for claim A29-04110

Spatial Dynamics TWB

5/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	6	NENW	26	19	
11s37e	6		0	0	POD placement?
Totals:			26	19	

found only

CLAIM TO A WATER RIGHT

(7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

AJ5809NP
No. A29-04110

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 100

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN WILLIAM HART	07/30/1968	IRRIGATION	04-01 11-01	0.900 CFS	
C	JENNIE HART		DOMESTIC	01-01 12-31	0.040 CFS	
	2435 E HAWKINS					
	DOWNEY ID 83234					
	(208) 897-5743					
				TOTAL DIVERSION:	0.940 CFS	
				CONSUMPTIVE USE:		65.00 AFA

Water Source: SPRINGS

Tributary to: PECK CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T11S R37E S06 NENW

BANNOCK 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	:	
11S	37E	6	:					:	26				:					:					:	26.0
																							TOTAL ACRES	26.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
11S	37E	6	:					:					:					:					:	

POU County: BANNOCK

Non-Irrigation Uses: D/ ONE HOME

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04109

Other Water Rights Listing Overlapping Place(s) of Use:
A29-04109 A29-04111

Remarks: GEN DOMESTIC USE FOR SINGLE-FAMILY RESIDENCE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 05/22/90 DCARLSON 07/19/94 THOMPSON 03/29/95 POST-STD

RECEIVED

APR 20 1995

April 17, 1995

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, Idaho 83402-1918

Dear Sir:

In 1968, I applied to ASCS for cost sharing to dig a pond. My project was accepted by ASCS in 1968. I had Dan Jenson dig a pond 50 ft. wide, 20 ft long and 5 ft. deep. I began using the water in June of 1968.

My domestic culinary water comes from one of the springs that feed the pond. I began using water for the house when we built the house in 1967. This is our only source of water for the house.

Sincerely,

John W. Hart
John W. Hart
2435 E. Hawkins
Downey, Idaho 83234

INDIVIDUAL

STATE OF Ida)
COUNTY OF Boone) ss.

On this 19 day of April, in the year 95, before me, a Notary Public in and for said State, personally appeared John W. Hart, known to me to be the person whose name is/are subscribed to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Barbara A. Byler
Notary Public for Idaho
Residing at Downey Id
12-22-99

MICROFILMED
JUN 13 1996

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN WILLIAM HART	07/30/1968	IRRIGATION	04-01 11-01	0.90 CFS	
C	JENNIE HART		DOMESTIC	01-01 12-31	0.04 CFS	
	2435 E HAWKINS					
	DOWNNEY ID 83234					
	(208) 897-5743					
TOTAL DIVERSION:					0.94 CFS	
CONSUMPTIVE USE:						65.00 AFA

Water Source: SPRINGS

Tributary to: PECK CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T11S R37E S06

NENW

BANNOCK 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		
11S	37E	6	:					:	26				:					:					:	26.0
TOTAL ACRES																							26.0	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
11S	37E	6	:					:					:					:					:	

POU County: BANNOCK

Non-Irrigation Uses: D/ ONE HOME

Other Rights: NONE

Remarks: DOMESTIC USE FOR SINGLE-FAMILY RESIDENCE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

MICROFILMED
NOV 13 1996

JUN 04 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: A29-04110
Date Received: 4/26/1990
Receipt No: E013753
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN WILLIAM HART 208-897-5743
Address: 2435 E. HAWKINS
DOWNEY, ID 83234

OR
Name: JENNIE HART 208-897-5743
Address: 2435 E. HAWKINS
DOWNEY, ID 83234

2. Date of Priority: JUL 30, 1968

3. Source: SPRINGS Trib. to: PECK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	6	NE	NW			BANNOCK

5. Description of diverting works:
POND/ PUMP TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.900		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 65.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOME

MICROFILMED
NOV 13 1992



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	37E	6	NE	NW	DOMEST IRR	26.0
Section Acres						26.0
Total Acres						26.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:
DOMESTIC USE FOR SINGLE-FAMILY RESIDENCE

15. Basis of Claim: STATUTORY CLAIM

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: _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-04110	11S	37E	6		NE	NW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-04109 NONE

WR RECORDS IN SAME 40 ACRE TRACT
29-04109

SOURCE: SPRINGS

TRIB: PECK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-04110	11S	37E	6		NE	NW			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

29-04109

A29-04109 NONE

SOURCE: SPRINGS

TRIB: PECK CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
11S	37E	6		NE	NW			BANNOCK		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: SPRINGS

TRIB: PECK CREEK

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A29-04110

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	37E	6				HART, JOHN WILLIAM	A29-04110 /	- /			
			NE	NE		GEPFORD, JAY D	A29-04296 /	- /			
			NE	NE		GEPFORD, JAY D	29-04296 /	- /			
			NW	NE		GILBERT, ERVIN	A29-04324 / 25.0	- /			
			NW	NE		GILBERT, ELLIS E	A29-11198 /	- /			
			NW	NE		GILBERT, ELLIS E	29-11198 /	- /			
			NW	NE		HART, JENNIE	A29-04111 / 10.0	- /			
			SW	NE		BENNETT FARMS	A29-04039 / 21.0	- /			
			SW	NE		HART, JOHN WILLIAM	A29-04112 / 7.0	- /			
			SW	NE		BENNETT FARMS	A29-04320 / 5.0	- /			
			SE	NE		CHIKATO, STEVE	A29-12217 /	- /			
			SE	NE		CHIKATO, ELIZABETH	29-12217 /	- /			
			NE	NW		HART, JOHN WILLIAM	A29-04109 / 18.0	- /			
			NE	SW		HART, JOHN W	A29-07183 / 35.0	- /			
			NE	SE		BLOXHAM, DEVON	A29-11918 /	- /			
			NE	SE		BLOXHAM, DENISE	29-11918 /	- /			
			SW	SE		DENNEY, ELIZABETH	A29-11393 /	- /			
			SW	SE		BARNES, LYLE	29-10623 /	- /			
			SW	SE		BARNES, LYLE	A29-10622 /	- /			
			SW	SE		BARNES, LYLE	A29-10623 /	- /			
			SW	SE		DENNEY, ELIZABETH	29-11393 /	- /			
			SE	SE		ADKINS, JL	A29-10824 /	- /			
			SE	SE		ADKINS, J L	29-10824 /	- /			
						PORTNEUF MARSH VALLEY CANAL CO		29-00052 /			
						PORTNEUF MARSH VALLEY CANAL CO		29-00053 /			
						PORTNEUF MARSH VALLEY CANAL CO		29-00589 /			
			NW	NE		HART, JOHN WILLIAM		29-04111 / 10.0			
			NW	NE		GILBERT, ERVIN		29-04324 / 25.0			
			SW	NE		BENNETT, KEITH W.		29-04039 / 40.0			
			SW	NE		HART, JOHN WILLIAM		29-04112 / 7.0			
			SW	NE		BENNETT FARMS		29-04320 / 5.0			
			SE	NE		BENNETT, KEITH W.		29-02319 / 16.0			
			SE	NE		GEPFORD, JAY		29-04296 /			
			NE	NW		HART, JOHN WILLIAM		29-04109 / 18.0			
			NE	NW		HART, JOHN WILLIAM		29-04110 / 26.0			
			NE	SW		HART, JOHN W.		29-07183 / 35.0			
11S	37E	6	NE	NW		HART, JOHN WILLIAM	A29-04110 / 26.0	29-04110 / 26.0			
			NE	NW		HART, JOHN WILLIAM	A29-04109 / 18.0	29-04109 / 18.0			
			NE	NW		HART, JENNIE	A29-04111 / 27.0	29-04111 / 27.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-04110	26.00	26.00
-------------	-----------	-------	-------

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-04110	SPRINGS	HART, JOHN WILLIAM	0.940	0.036		
A29-04039	PECK CREEK	BENNETT FARMS	0.780	0.020		
A29-04109	PECK CREEK	HART, JOHN WILLIAM	0.800	0.020		
A29-04111	SPRING	HART, JENNIE	2.800	0.016		
A29-04112	SPRING	HART, JOHN WILLIAM	0.500	0.029		
A29-04320	UNNAMED STREAM	BENNETT FARMS	0.500	0.020		
A29-04324	UNNAMED STREAM	GILBERT, ERVIN	0.500	0.020		
A29-07183	GROUNDWATER	HART, JOHN W	1.920	0.009	714.00	3.58

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-04110	DOMESTIC	HART, JOHN WILLIAM	FROM 01-01 TO 12-31	0.040 CFS	
A29-04296	STOCKWATER	GEFFORD, JAY D	FROM 01-01 TO 12-31	0.050 CFS	
29-04296	STOCKWATER	GEFFORD, JAY D	FROM 01-01 TO 12-31	0.050 CFS	
A29-11198	STOCKWATER	GILBERT, ELLIS E	FROM 01-01 TO 12-31	0.020 CFS	
A29-11198	DOMESTIC	GILBERT, ELLIS E	FROM 01-01 TO 12-31	0.040 CFS	
29-11198	STOCKWATER	GILBERT, ELLIS E	FROM 01-01 TO 12-31	0.020 CFS	
29-11198	DOMESTIC	GILBERT, ELLIS E	FROM 01-01 TO 12-31	0.040 CFS	
A29-12217	DOMESTIC	CHIKATO, STEVE	FROM 01-01 TO 12-31	0.040 CFS	
29-12217	DOMESTIC	CHIKATO, ELIZABETH	FROM 01-01 TO 12-31	0.040 CFS	
A29-11918	DOMESTIC	BLOXHAM, DEVON	FROM 01-01 TO 12-31	0.040 CFS	
A29-11918	STOCKWATER	BLOXHAM, DEVON	FROM 01-01 TO 12-31	0.020 CFS	
29-11918	DOMESTIC	BLOXHAM, DENISE	FROM 01-01 TO 12-31	0.040 CFS	
29-11918	STOCKWATER	BLOXHAM, DENISE	FROM 01-01 TO 12-31	0.020 CFS	
A29-11393	DOMESTIC	DENNEY, ELIZABETH	FROM 01-01 TO 12-31	0.050 CFS	
29-10623	DOMESTIC	BARNES, LYLE	FROM 01-01 TO 12-31	0.040 CFS	
A29-10622	FISH PROPAGATION	BARNES, LYLE	FROM 01-01 TO 12-31	7.000 CFS	
A29-10623	DOMESTIC	BARNES, LYLE	FROM 01-01 TO 12-31	0.040 CFS	
29-11393	DOMESTIC	DENNEY, ELIZABETH	FROM 01-01 TO 12-31	0.050 CFS	
A29-10824	DOMESTIC	ADKINS, JL	FROM 01-01 TO 12-31	0.040 CFS	
29-10824	DOMESTIC	ADKINS, J L	FROM 01-01 TO 12-31	0.040 CFS	

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 429-04110Date Received 4-26-90Receipt Number 601373

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) John William Hart &/or Jennie Hart Phone (208) 897-5743Mailing Address 2435 E Hawkins Zip 832342. Date of Priority (Only one (1) per claim) July 30, 19683. Source of water supply (a) Unnamed Springs
which is tributary to (b) Peck Creek4. a. Location of existing point of diversion is: Township 11 S Range 37 E Section 6,
NE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

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, 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.3 springs in pond 5' deep
50' by 400'; 7 1/2 hp pump 6' pipe 350 ft. main
open discharge into irrigation ditch.

MICROFILMED

NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from Apr 1 to Nov 1 amount 0.90 or _____

For domestic purposes from Jan 1 to Dec 31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.94 (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.) Domestic Use for single family within the NE 1/4 NW 1/4, Sec 6, T. 115 R. 37 E, S.M.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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
			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	
<u>11S</u>	<u>37E</u>	<u>6</u>					<u>D</u> <u>26</u>												<u>26</u>

Total number of acres irrigated 26

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

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

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

14. Remarks:

MICROFILMED

NOV 13 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

R 37E

[illegible]

MICROFILMED

NOV 13 1992

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 29-04110
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) John William Hart

Date 4-26-90

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 Bonneville) SS.

Subscribed and sworn (or affirmed) before me this

26

day of April

19 90

SEAL

Notary Public [Signature]

Residing at Salida Falls, CO.

My Commission Expires 22 Aug 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 13 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant