

03/15/2005

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

RIGHT NUMBER: 37-4322B

NAME AND ADDRESS: DIANE HAMMOND
519 A RIVER RD
BLISS ID 83314

DANNY HAMMOND
519 A RIVER RD
BLISS ID 83314

SOURCE: SPRING

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.030 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/23/1948

POINT OF DIVERSION:

T06S R13E S21 SENWSE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
STOCKWATER	01/01 12/31	0.010 CFS

PLACE OF USE: DOMESTIC Within GOODING County

T06S R13E S21 SENW

STOCKWATER same as DOMESTIC

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

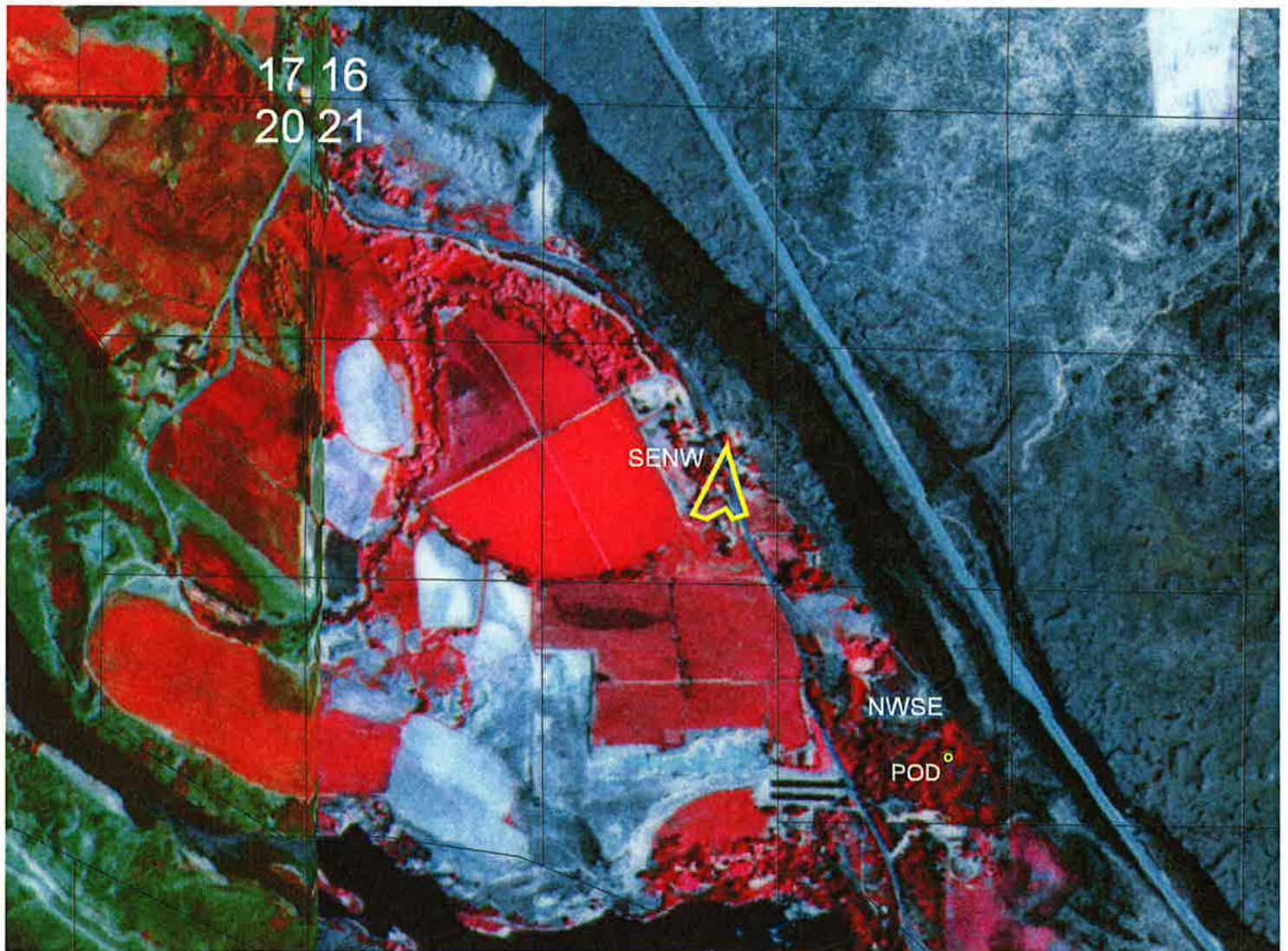
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

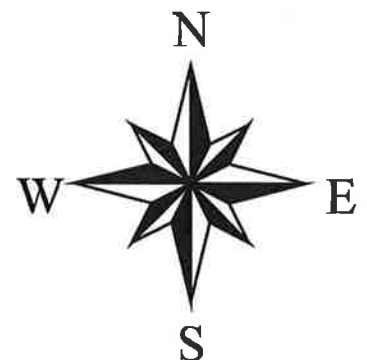
EXPLANATORY MATERIAL: Beneficial Use

Source is also known as Montana Mining Company Ditch Spring No. 3 or Upper Decker Spring.

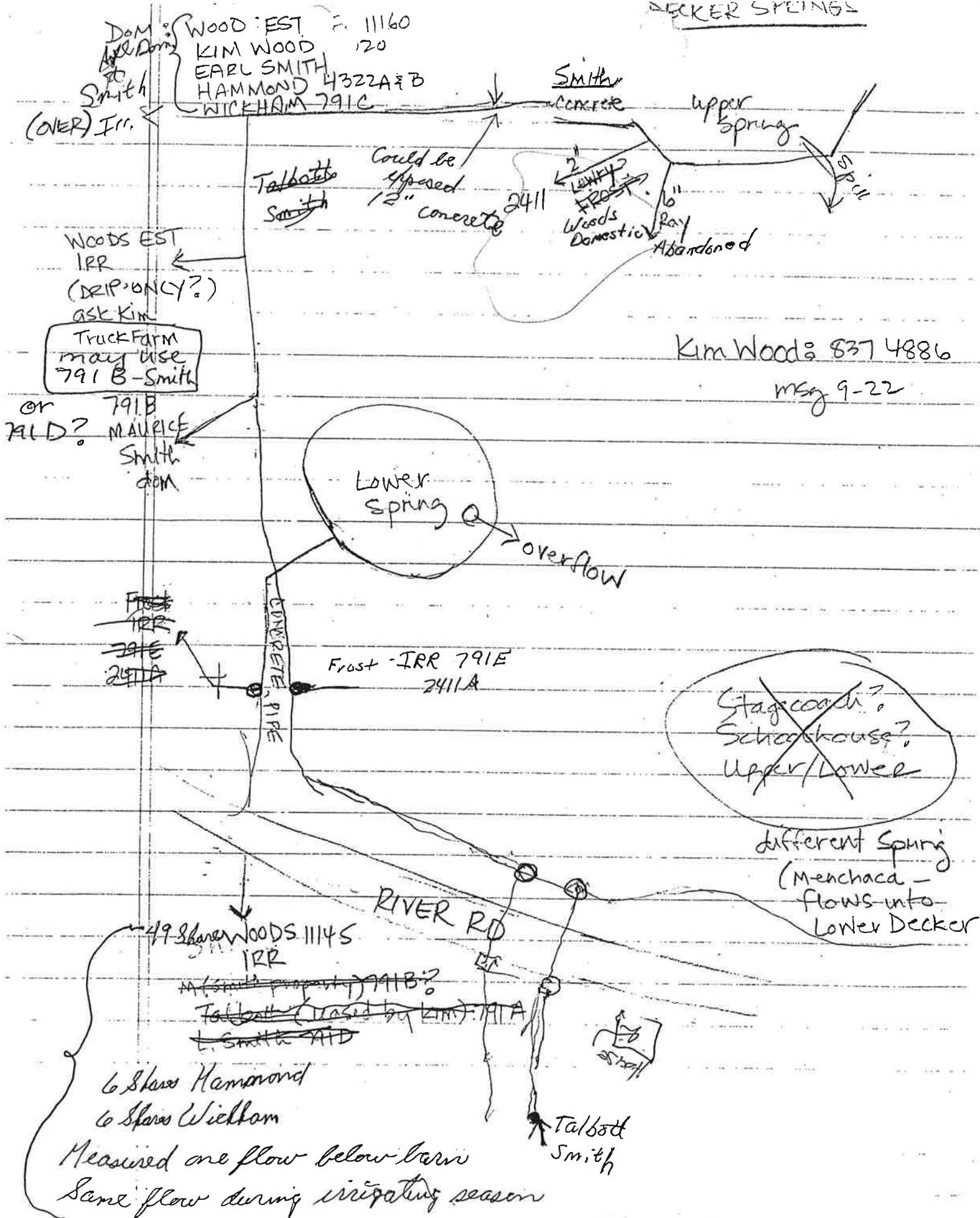
37-4322B



T06S R13E S21



DECKER SPRINGS



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Department of Water Resources
Sawtooth District Office

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Lloyd D. Hammond &/or Nellie P. Hammond
(Name of Claimant)

Star Route Bliss, Idaho 83314 Telephone No. 837-4441
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 1/23/1948

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to Sinks

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.22</u>		Use <u>irrigation</u>		Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity <u>0.02</u>		Use <u>stockwater</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>0.04</u>		Use <u>domestic</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>0.22</u>		Use <u>Aesthetics</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____		Use _____		Period of Use From _____	To _____

- (4) 0.22 TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 21 Twp. 6S Rge. 13E B.M., County of Gooding
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Head Dam, 1000 feet buried concrete pipeline

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	13E	21								4 X									4

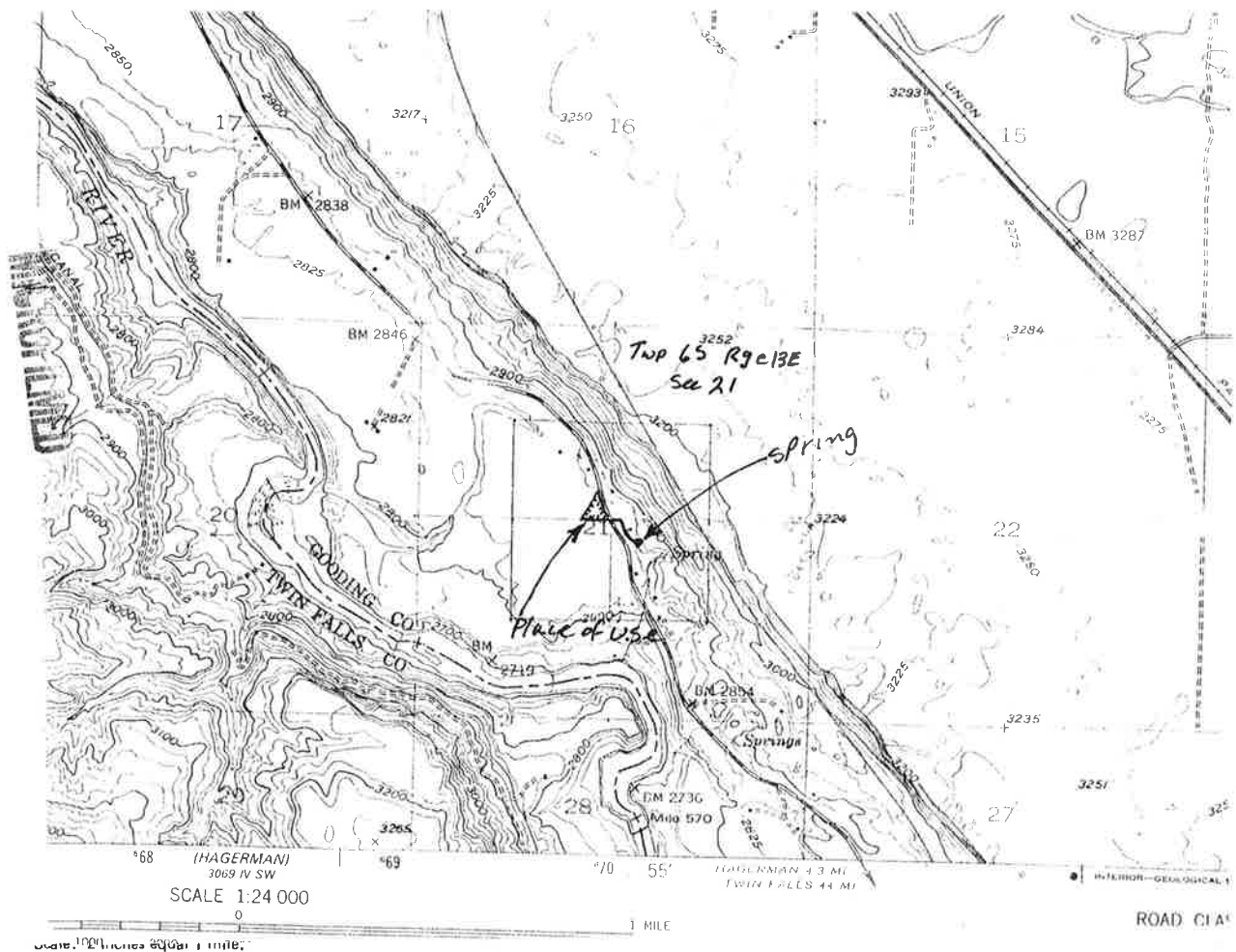
No. of acres 4

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stock - 10 head cattle & horses
Aesthetics: Fish Pond
Domestic: 2 Homes

NOTE: Include here the type and number of stock watered:

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

(8) Remarks The right was recorded in the Gooding County Courthouse, 8/16/1948
Book 43- Page 157



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Gooding) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Lloyd D. Hammond)
Nellie P. Hammond) ss.
(Claimant)

Sworn to before me this 3rd day of May, 1983.
Cheryl L. Hoyt
Notary Public
Residing at Gooding, Idaho

My commission expires 6/22/83

FOR DEPARTMENT USE ONLY

Received by mayra Date 5/4/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JP Date 5-6-83 claimant by: _____
\$30.00 fee received by _____ Date 5-6-83 #21308
Published in Gooding County Leader
Dates 6/29 & 7/2/83

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-04322B**
Date Received: 8/12/1988
Receipt No: X777777
Received By: AKB

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DANNY HAMMOND 208-837-4961
Address: 519 A RIVER ROAD
BLISS ID 83314
OR
Name: DIANE HAMMOND 208-837-4961
Address: 519 A RIVER ROAD
BLISS ID 83314

2. Date of Priority: JAN 23, 1948

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	21	NW	NW	SE		GOODING

5. Description of diverting works:
HEAD DAM, 80' LONG X 2'HIGH, 1000 FT 12" PIPE & OTHER PIPES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.040		
STOCKWATER	01/01	12/31	0.010		
DOMESTIC	01/01	12/31	0.020		
AESTHETIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 HEAD J/FISHPOND D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	21	SE	NW		IRR	0.8
Section Acres							0.8
Total Acres							0.8

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGE RESULTED IN A SPLIT. A37-04322A (.18 CFS)
BELONGS TO L. HAMMOND WITH 3.2 ACRES. A37-04322B (.04 CFS)
BELONGS TO D. HAMMOND WITH .8 ACRE. BOTH SIGNATURES ARE ON FORM.
DIANE HAMMOND CALLED TO CONFIRM THAT EACH HAD ONE HOUSE AND THEY
BOTH HAD LIVESTOCK. SHE ALSO MENTIONED THAT THERE TWO PONDS NOW,
ONE BELONGING TO L. HAMMOND AND THE OTHER TO D. HAMMOND. 8/10/95
TLB.

15. Basis of Claim: STATUTORY CLAIM



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

15 6 1 1 1

DATE OF CLOSING: _____

AUG 31 1994

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 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.

Department of Water Resources
Southern Region Office

[] 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: _____

A37-04322

[] Name and Address of Former
Owner/Claimant(s)(Seller): _____

LLOYD D. HAMMOND
519 B River Rd. Bliss Id. 83314

[] New Owner/Claimant
(Purchaser): _____

Danny & Diane Hammond

[] New Mailing Address: _____

519 A River Rd. Bliss Id. 83314

[] New Telephone Number: _____

(208) 837-4961

[] 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:

2 inches from 11 inches

Domestic is separate from 2 inches.

[] Attach proof of
ownership, describe
proof attached: _____

In Book 43 of Deeds page 157, records of Gooding County, ID.

(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) _____

Danny Hammond

Date 8-29-94

Diane Louise Hammond

Date 8-29-94

[] Signature of Former
Owner/Claimant(s): _____

Lloyd D. Hammond

Date 8-29-94

Nellie P. Hammond

Date 8-29-94

(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: 8/11/95 By: TTB

Claim Numbers of Split, if any:

A37-04322A + A37-04322B

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

MICROFILMED

NOV 27 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

AUGUST 11, 1995

DANNY & DIANE HAMMOND
519 A RIVER RD
BLISS, ID 83314

RE: SRBA CLAIM A37-04322 SPLIT
HAMMOND
A37-04322A (L. HAMMOND) A37-04322B (D. HAMMOND)

DEAR CLAIMANTS:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

CC: LLOYD HAMMOND, 519B RIVER RD, BLISS, ID 83314

MICROFILMED
NOV 27 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

August 8, 1995

DANNY & DIANE HAMMOND
519 A RIVER ROAD
BLISS, ID 83314

RE: SRBA CLAIM A37-04322

DEAR CLAIMANTS:

I FIRST MUST APOLOGIZE FOR THE DELAY IN RESPONDING TO THE OWNERSHIP CHANGE YOU SENT AUG. 4, 1994. IN REVIEWING YOUR CHANGE, I HAVE SOME QUESTIONS BEFORE I CAN COMPLETE THE CHANGES.

IN THE MATTER OF THE AESTHETIC USE OF THE POND, DO BOTH YOU AND LLOYD HAMMOND SHARE THIS, AND IF NOT, WHO DOES HAVE IT? ALSO, DID YOU SPLIT THE TWO HOUSES, OR DOES LLOYD STILL HAVE BOTH HOUSES?

I AM ENCLOSING A PROOF REPORT OF THE CLAIM FOR YOU TO LOOK OVER AND REVIEW. YOUR HELP IS MOST APPRECIATED. I AM SORRY FOR THE INCONVENIENCE. THANK YOU FOR YOUR TIME.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES