

06/22/2002

**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: July 23, 2002

Water right number: 37-8055

ELAINE HILT
2163 S 1700 E
GOODING ID 83330
Telephone Number: (208)934-8507

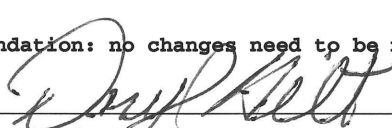
DARYL HILT
2163 S 1700 E
GOODING ID 83330
Telephone Number: (208)934-8507

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: 7-8-02 SIGNATURE: 

Please print your name: DARYL HILT

IDWR State Office, PO Box 83720, Boise ID 83707-9815

05/20/2002

IDAHO DEPARTMENT OF WATER RESOURCES

RIGHT NUMBER: 37-8055

NAME AND ADDRESS: ELAINE HILT
2163 S 1700 E
GOODING ID 83330

DARYL HILT
2163 S 1700 E
GOODING ID 83330

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.08 CFS
22.9 AFY

PRIORITY DATE: 10/28/1982

POINT OF DIVERSION:

T06S R14E S23 NESE Within GOODING County

T06S R14E S23 NESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>		<u>QUANTITY</u>
COMMERCIAL	1/01	12/31	0.080 CFS 12.10 AFY
DOMESTIC	1/01	12/31	0.080 CFS 3.60 AFY
STOCKWATER	1/01	12/31	0.080 CFS 7.20 AFY

WATER USED FOR COMMERCIAL PURPOSES UNDER THIS RIGHT IS APPLIED TO AND IRRIGATES LAND LISTED IN THE PLACE OF USE TO SATISFY WATER QUALITY REQUIREMENTS. WATER DIVERTED UNDER THIS RIGHT SHALL NOT BE USED FOR IRRIGATION UNLESS THE WATER IS FIRST BENEFICIALLY USED AT THE DAIRY IN T06S, R14E, S23, NESE.

PLACE OF USE:	<u>COMMERCIAL Within GOODING County</u>		
	T06S R14E S23	NESE	T06S R14E S23 SESE
	<u>DOMESTIC Within GOODING County</u>		
	T06S R14E S23	NESE	
	<u>STOCKWATER Within GOODING County</u>		
	T06S R14E S23	NESE	T06S R14E S23 SESE

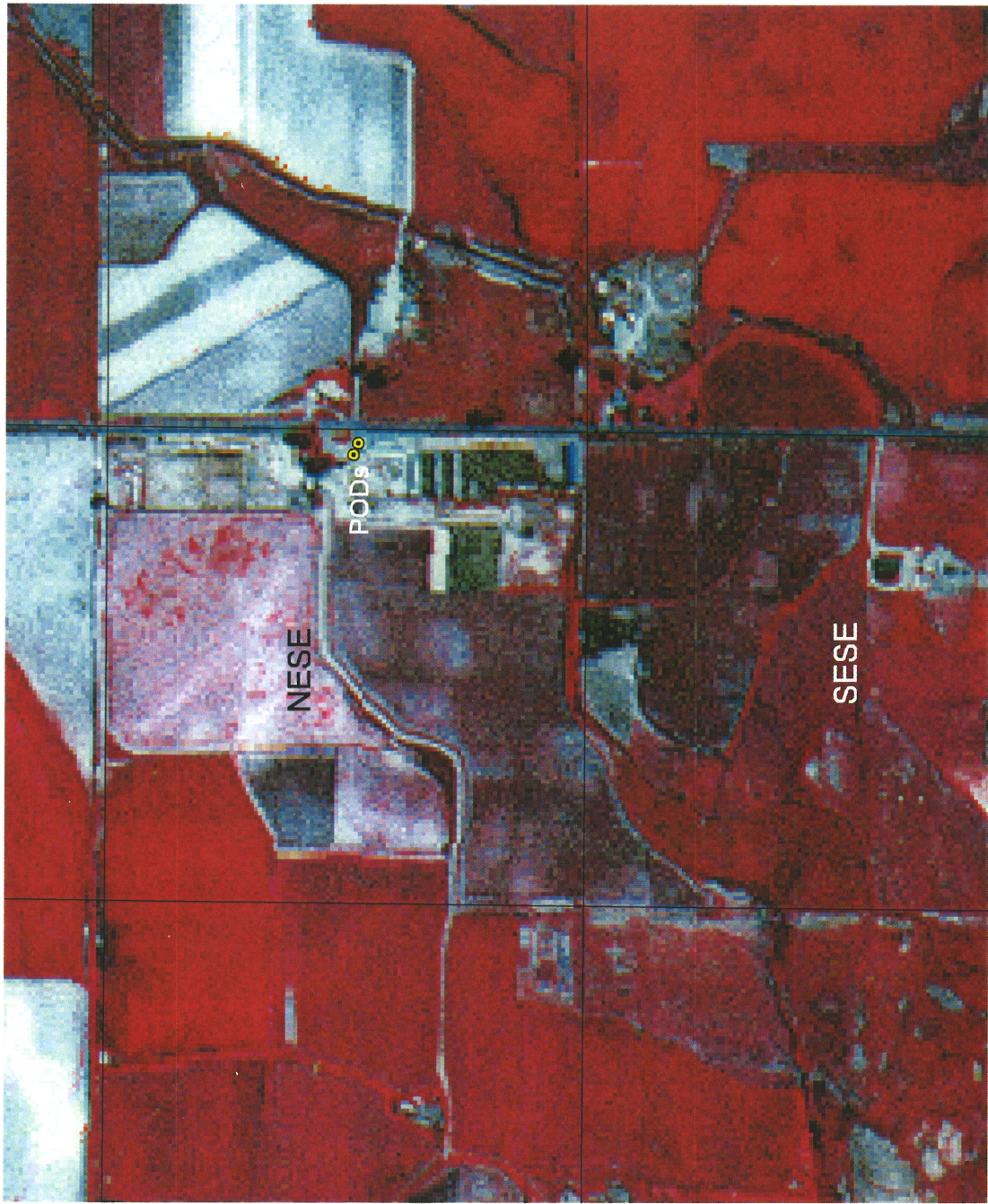
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: License

37-8055

T06S R14E
S23

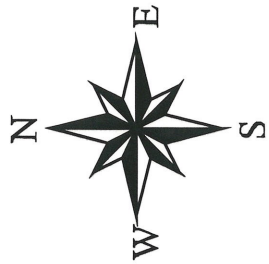


1800 Feet

900

0

900



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: A37-08055
Date Received: 8/11/1988
Receipt No: S001398
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELAINE HILT 208-934-8507
Address: 2163 S. 1700 E.
GOODING, ID 83330

OR
Name: DARYL HILT 208-934-8507
Address: 2163 S. 1700 E.
GOODING, ID 83330

2. Date of Priority: OCT 28, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	23		NE	SE		GOODING

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.080		7.20
COMMERCIAL	01/01	12/31	0.080		12.10
DOMESTIC	01/01	12/31	0.080		3.60

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 22.90 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 3 HOUSES S/500 MIXED C/ DAIRY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	23	NE	SE		STOCK	
			NE	SE		COMMER	
			NE	SE		DOMEST	

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:
A37-04263

14. Remarks:
Commercial use is for dairy and domestic use is for 3 homes.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): Daryl Kelt Date: 8-11-88

Date: _____

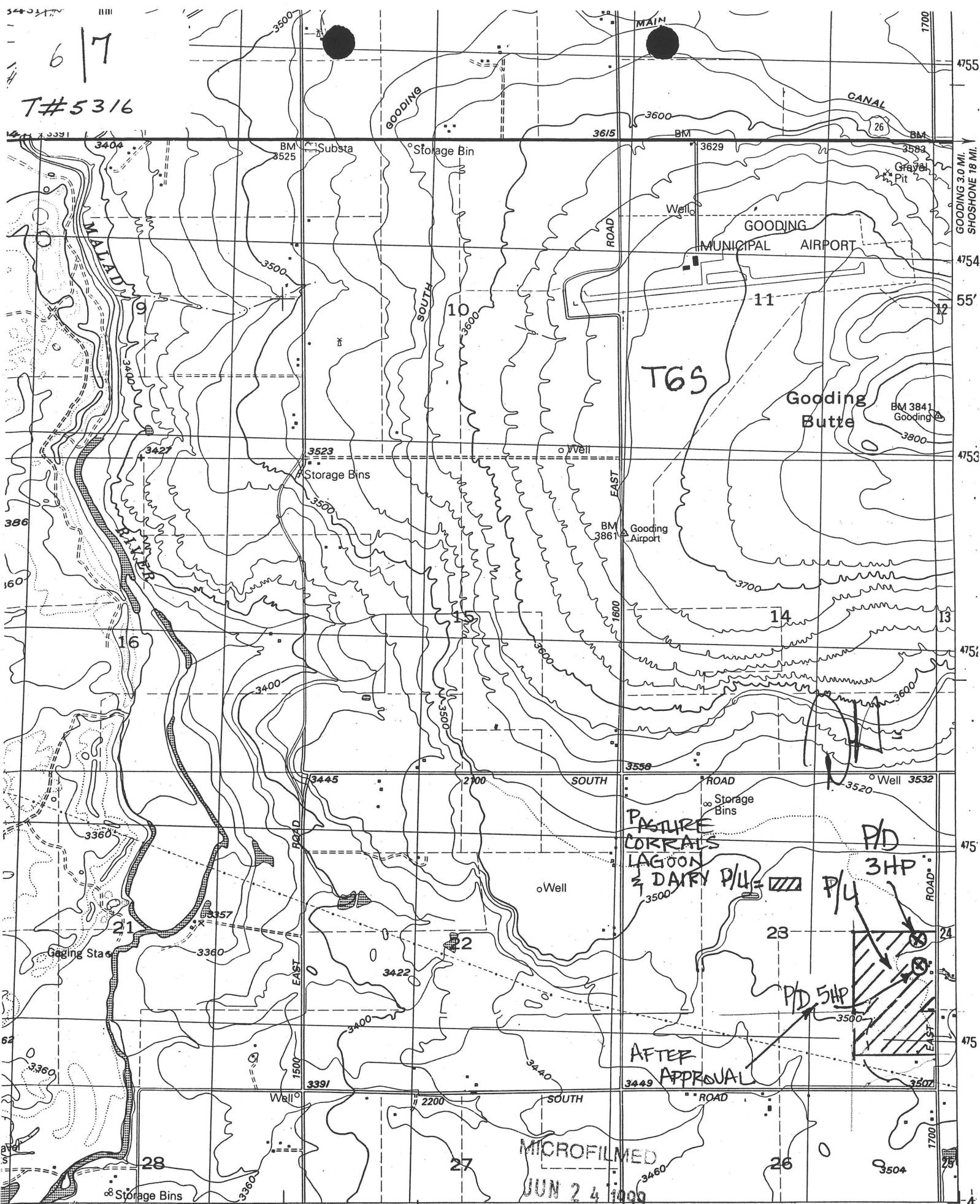
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94



LAGOON HOLDS
WATER THAT
WILL BE SPREAD
ON APPROXIMATELY
15 ACRES PASTURE

⊙ = P/D's

13
24.8
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14
41.0
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C7

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T-308
7.4
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1889 26 25

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18.1

TGS, R14E

MICROFILMED

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117.7
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28.5

10.2

1648
T-167
1671

HILT, DARLY & ELAINE
1992 FLIGHT

T# 5316

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5316
WATER RIGHT NO(S) . ~~36-07460Z~~/37-08055
37-08891

This is to certify that: DARYL HILT
ELAINE HILT
2163 S 1700 E
GOODING ID 83330

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>
Right No. 36-07460Z :			
STOCKWATER	01/01 to 12/31	0.30 CFS	42.0 AF
COMMERCIAL	01/01 to 12/31	0.30 CFS	25.6 AF
Priority: 03/25/1974			
SUBTOTAL:		0.30 CFS	67.6 AF
Right No. 37-08055 :			
STOCKWATER	01/01 to 12/31	0.08 CFS	7.2 AF
COMMERCIAL	01/01 to 12/31	0.08 CFS	12.1 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	3.6 AF
Priority: 10/28/1982			
SUBTOTAL:		0.08 CFS	22.9 AF
TOTAL:		* 0.38 CFS	* 90.5 AF
<u>SOURCE</u>			
GROUNDWATER			

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 23, Township 06S, Range 14E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

06S 14E 23 NESE SESE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC

TWN RGE SEC

06S 14E 23 NESE

MICROFILMED

JUN 24 1999

TRANSFER NO. 5316
WATER RIGHT NO(S). 36-07460Z/37-08055

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
4. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer 5316 shall not exceed 0.38 cfs, nor a total combined annual volume of 90.5 af.
9. The water used for commercial purposes under this approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used in the dairy as authorized by these water rights.
10. Commercial use is for a dairy located within the NESE, S23, T06S, R14E.
11. Domestic use is for 3 homes.
12. Two points of diversion are located within NESE, S23, T06S, R14E.

Dated this 10th day of June, 1999.


Chief, Water Allocation Bureau

MICROFILMED
JUN 24 1999