

09/25/2006

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

RIGHT NUMBER: 67-14441

NAME AND ADDRESS: EDMUND HEDEMANN
PO BOX 141
KEALAKEKUA HI 96750

SOURCE: UNNAMED STREAM TRIBUTARY: COVE CREEK

QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1978

POINT OF DIVERSION:
T10N R03W S16 NWNENW End of Stream Flow Within WASHINGTON County
T10N R03W S16 SWSWSE Begin of Stream Flow Within WASHINGTON County

PURPOSE AND PERIOD OF USE:

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

PLACE OF USE: STOCKWATER Within WASHINGTON County

T10N R03W S16	NENW	T10N R03W S16	SENW
T10N R03W S16	NESW	T10N R03W S16	SESW
T10N R03W S16	SWSE		

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: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 25 range cattle.



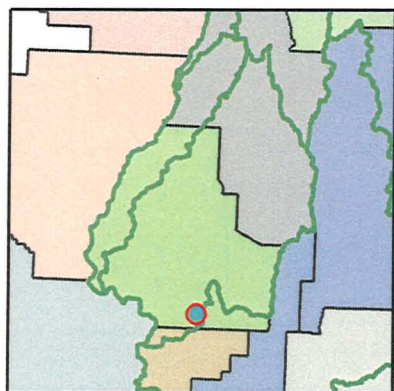
Idaho Department of Water Resources

SRBA Recommendation:

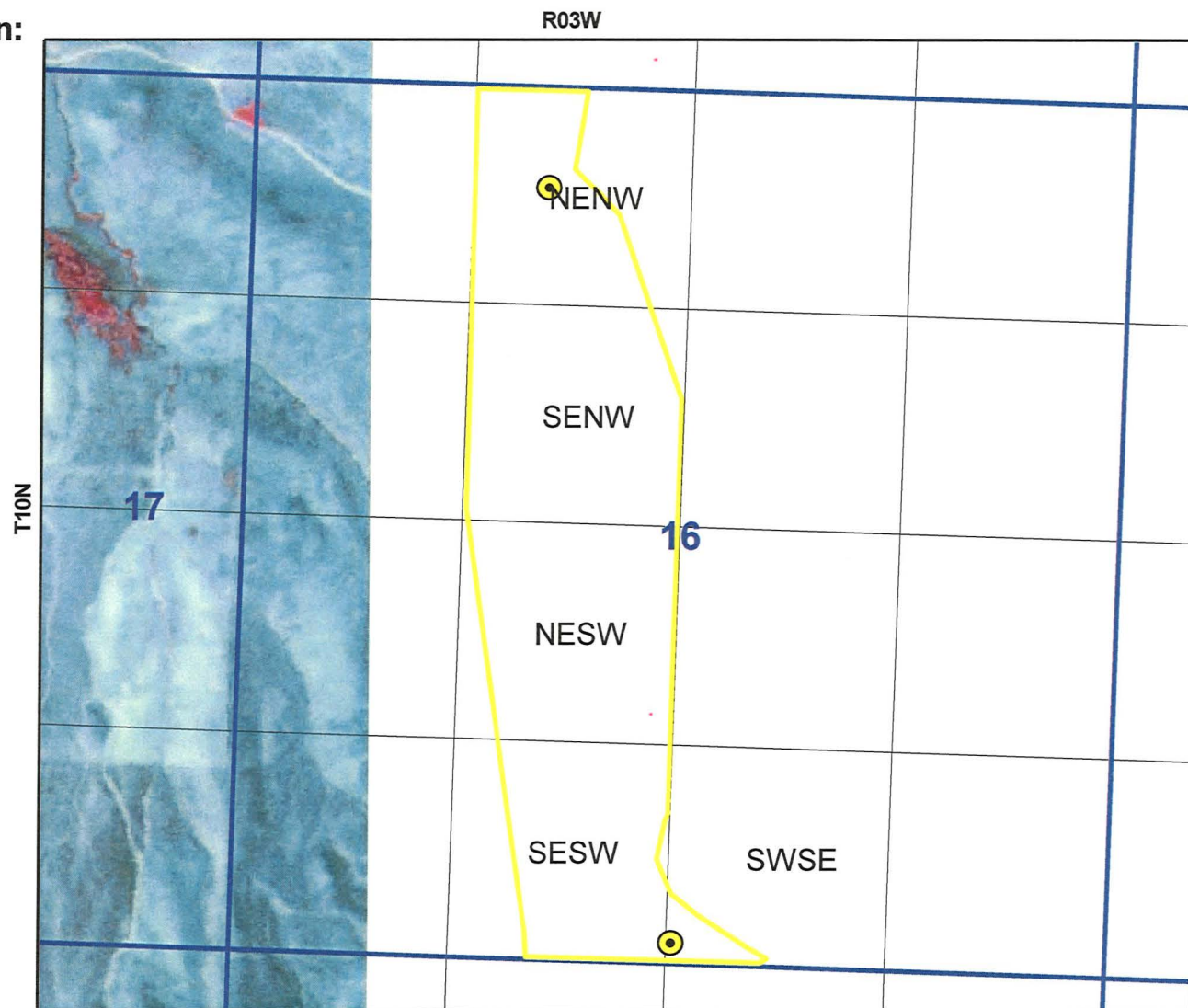
67-14441

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 0.4 0.8 Miles



Prepared by J. Dean
On Monday, September 25, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14441 V1

WATER RIGHT NUMBER: 67-14441 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EDMUND HEDEMANN PO BOX 141 KEALAKEKUA, HI 96750 (808)322-2241

Priority Date: 12/31/1978

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	COVE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SW1/4SW1/4SE1/4	Sec. 16, Twp 10N, Rge 03W, B.M.
WASHINGTON County	(Beginning of Reach)	
UNNAMED STREAM	NW1/4NE1/4NW1/4	Sec. 16, Twp 10N, Rge 03W, B.M.
WASHINGTON County	(Ending of Reach)	

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	03W	16					X				X	X			X				X

Conditions of Approval:

1. C18 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.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
4. X02 Stockwater use is for 25 range cattle.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 67-14441 V1

Comments:

1. jdean 9/25/2006 Small Stockwater

Comment: This small stockwater claim was recommended as claimed.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			09/25/2006	jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/25/2006 10:52:00 AM	jdean	Updated PLS
POD	9/25/2006 10:52:40 AM	jdean	Updated shape
POD	9/25/2006 10:53:05 AM	jdean	Updated PLS
POU	9/25/2006 10:36:38 AM	jdean	Updated PLS for Active POU
POU	9/25/2006 10:44:07 AM	jdean	Updated PLS for Active POU
POU	9/25/2006 10:48:15 AM	jdean	Updated PLS for Active POU
POU	9/25/2006 10:36:26 AM	jdean	Updated shape for Active POU
POU	9/25/2006 10:43:55 AM	jdean	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14441 V1

Summary	9/25/2006 10:58:08 AM	jdean	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	9/25/2006 10:46:26 AM	jdean	Updated PLS for Active POU
POU	9/25/2006 10:46:15 AM	jdean	Updated shape for Active POU
POD	9/25/2006 10:51:41 AM	jdean	Updated shape

Water Supply Bank:

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 67-14441
Date Received: 11/28/2003
Receipt No: C071770
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EDMUND HEDEMANN
PO BOX 141
KEALAKEKUA HI USA 96750

Phone: (808) 322-2241

2. Date of Priority: 12/31/1978

3. Source: UNNAMED STREAM Trib. to: COVE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
10N	03W	16	SW	SE	42	WASHINGTON	Beginning Point
10N	03W	16	NW	NE	NW 25	WASHINGTON	Ending Point

5. Description of diverting works:

In stream stockwater

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

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APR 16 2004

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	03W	16	SW	SE	42	STOCKWATER
			SE	SW		STOCKWATER
			NE	SW		STOCKWATER
			SE	NW		STOCKWATER
			NE	NW	25	STOCKWATER

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Stockwater, 25 head range cattle.

Fees paid under receipt no. C071770

15. Basis of Claim: Beneficial Use

SENT BY: IDWRWESTERN REGION;

334 2348;

SEP-2-03 12:12PM;

PAGE 22/23

Form No. 42-1409 (2) b 6/89

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

RECEIVED

NOV 28 2003

WATER RESOURCES
WESTERN REGION

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

CIVIL CASE NUMBER: 39576

Identification No. 67-14441Date Received 11-26-03Receipt Number 2071770

NOTICE OF CLAIM TO A WATER RIGHT

RECEIVED

NOV 26 2003

Department of Water Resources

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use Is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Ed Hedemann Phone (808) 322-2241Mailing Address P.O. Box 141 Kealahou HI Zip 967502. Date of Priority (Only one per claim) 12 31 Month/Day/Year 19783. Source of water supply (Check one) () Groundwater or Other () (a) SPRING UNNAMEDwhich is tributary to (b) COVE CREEK Unnamed Stream4. Location of point of diversion is: Township 10 Range 3 WSection 16 begin SW 1/4 of NE 1/4 of NW 1/4, Govt. Lot 42 BM.,County of WASHINGTONAdditional points of diversion if any: NONE

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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.

IN STREAM stock water

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stock purposes from 1-1 TO 12-31 amount (cfs)For purposes from to amount 7. Total quantity claimed .02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Stock water 25 head
page cattle
Pongo

SENT BY: IDWRWESTERN REGION;

334 2348;

SEP-2-03 12:12PM;

PAGE 23/23

10. Place of use is: Township: 10 Range: 3W
 Section 16 Begin SW 1/4 SE 1/4 42
END NW 1/4 of NE 1/4 Govt. Lot 25

for (Circle One) Domestic Stock Domestic and Stock
 Additional places of use, if any

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

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

13. Describe any other water rights used at the same place and for the same purposes as
☒ None or

14. Remarks:

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License

Court Decree Date Plaintiff vs Defendant

If applicable provide IDWR Water Right Number

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Edna Hana Date 11-19-03

Date

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

of Title that I have signed the foregoing

document in the space below as of

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Date

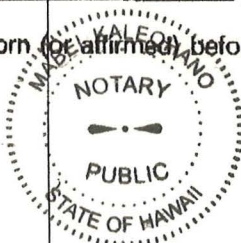
Title and Organization

State of Hawaii)

County of Hawaii) SS.

Subscribed and sworn (or affirmed) before me this 19th day of November 19 2003

SEAL



Notary Public Mahealani K. K. K.

Residing at Kealahou, Hawaii

My Commission Expires Feb. 23, 2007

Last Name Kaleohano Ident No.

Copies: White-State, Yellow-Claimant

POU →
 S-16 10N 3W
 SWSE
 SE SW
 NE SW
 SE NW
 NE NW

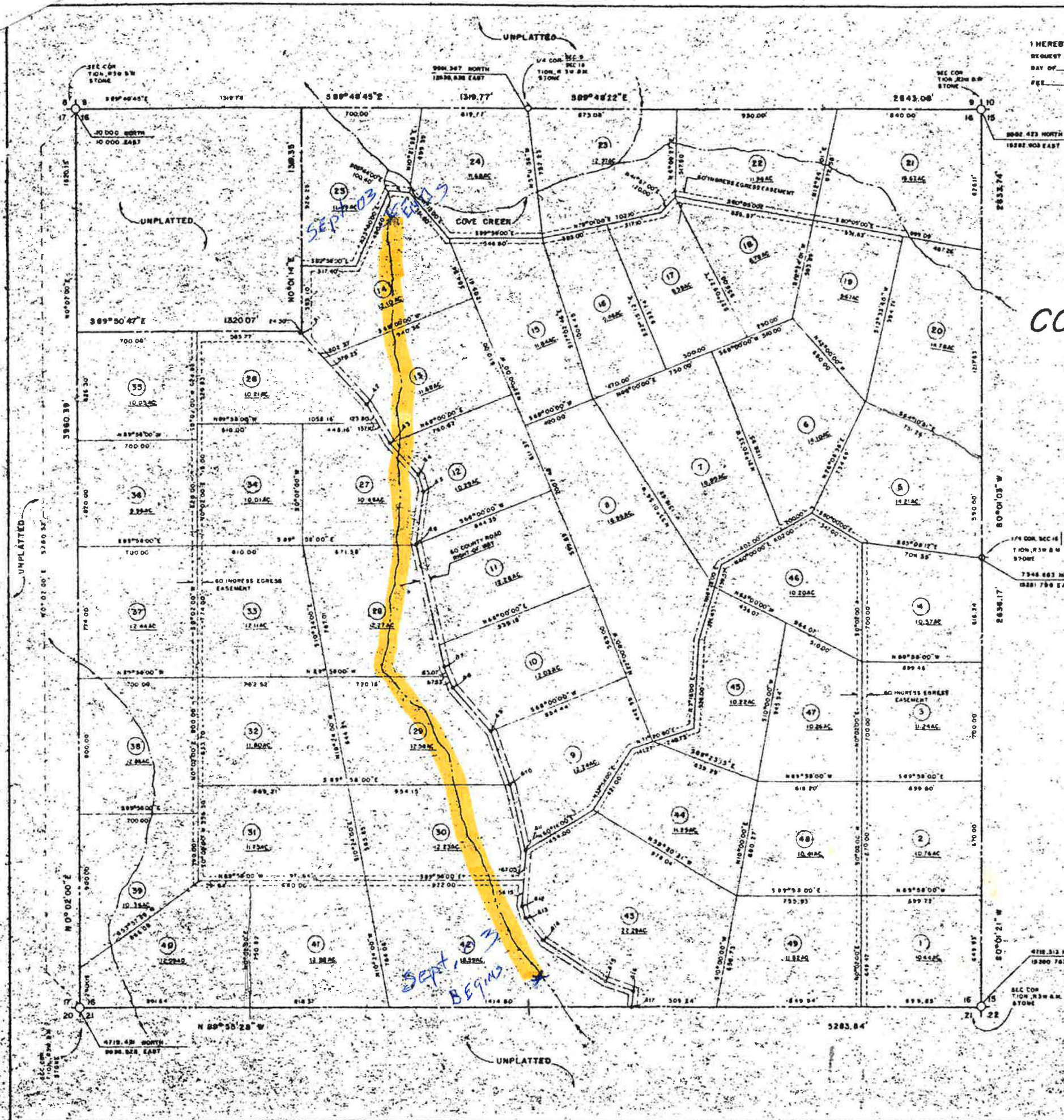
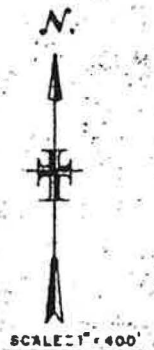
I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD AT THE
REQUEST OF _____ BY _____ IN THE
DAY OF _____, 1978 A.D.
FILE _____ INSTRUMENT NO. _____ COUNTY RECORDER _____

COVE CREEK RANCHETTES

WASHINGTON COUNTY, IDAHO

BY

AERO-GEOMETRICS, INC.



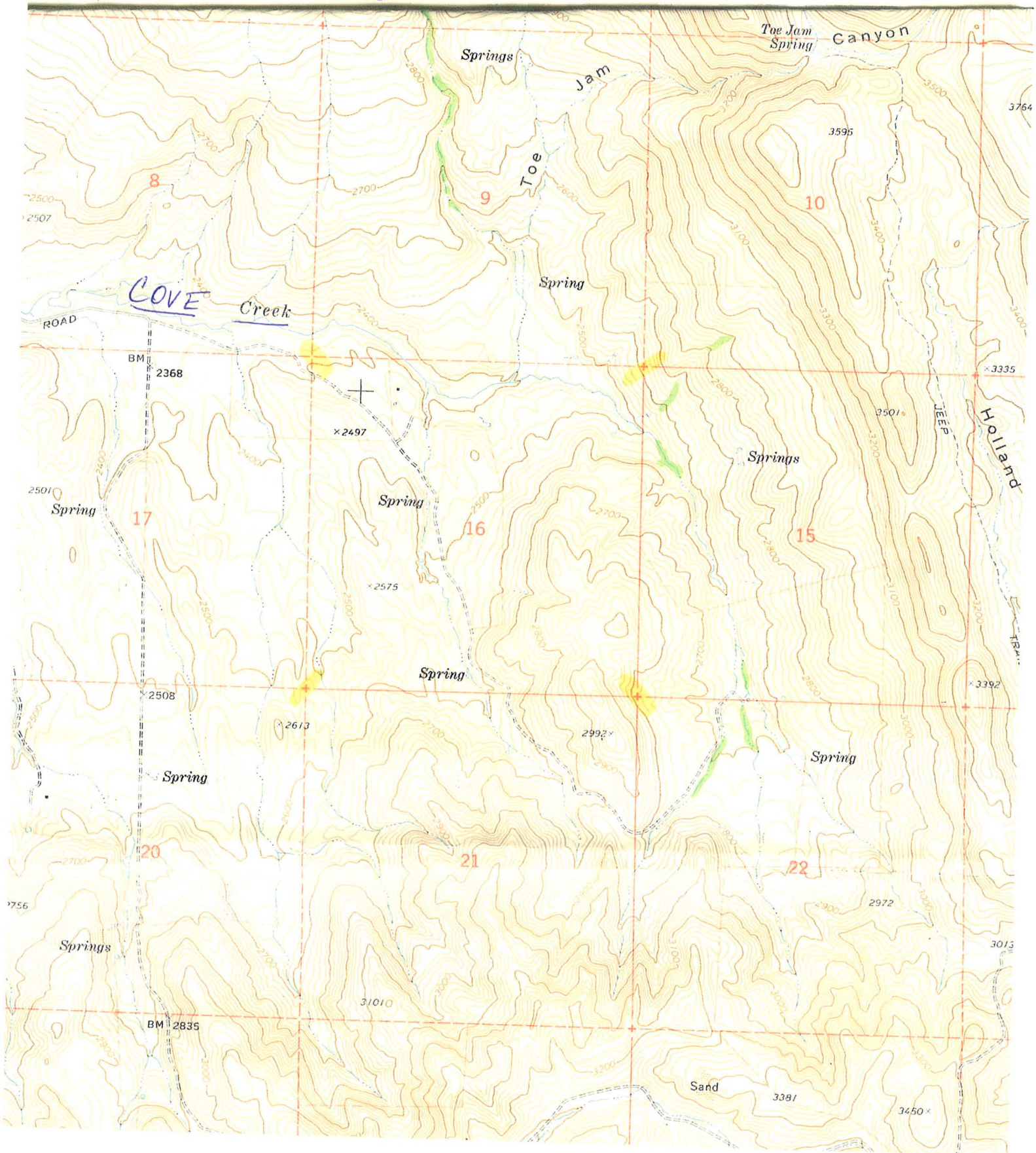
COUNTY		ROAD	
CENTER	LINE	TRANSVERSE	
4719.312 NORTH	4 TO 2	N 43°12'00" W	580.61'
18200.763 EAST	2 TO 3	N 3°28'00" W	240.30'
	3 TO 4	N 42°17'00" W	245.30'
	4 TO 5	N 16°34'00" W	100.70'
	5 TO 6	N 79°39'00" E	582.40'
	6 TO 7	N 33°01'00" W	753.10'
	7 TO 8	N 23°06'00" W	132.80'
	8 TO 9	N 60°17'00" W	324.68'
	9 TO 10	N 13°23'00" W	343.80'
	10 TO 11	N 12°38'00" W	309.80'
	11 TO 12	N 6°01'00" E	323.80'
	12 TO 13	N 16°01'00" W	78.20'
	13 TO 14	N 58°41'00" W	168.70'
	14 TO 15	N 54°39'00" W	438.50'
	15 TO 16	N 72°02'00" W	177.60'
	16 TO 17	N 8°30'00" E	57.96'

LEGEND	
---	PROPERTY LINE
---	LOT LINE
---	RIGHT-OF-WAY LINE
---	EASEMENT LINE
---	CENTER LINE
---	LOT NUMBER
---	LOT ACRES
---	CREEK

10N 3W

V-5

COVE Creek - Trib.



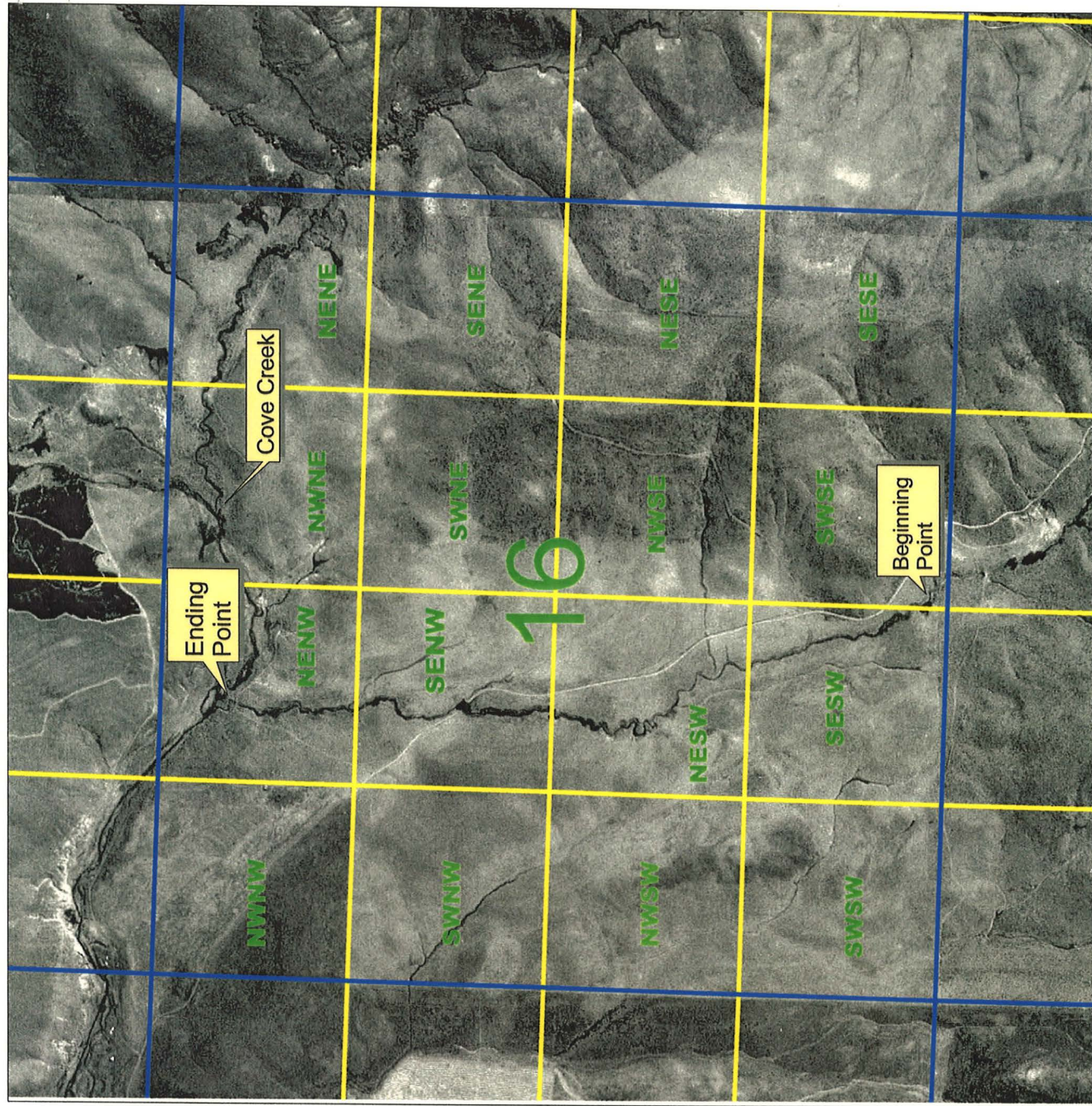
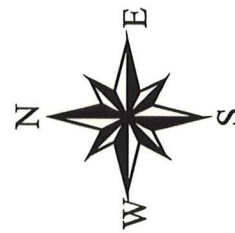
10N 3W

Unnamed Stream
Trib. to Cove Creek



Section Line

QQ Line



0

0.2

0.4 Miles



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 2, 2003

EDMUND HEDEMAN
PO BOX 141
KEALAKEKUA HI 96750

RE: Notice of Claim to a Water Right Claim No. 67-14441

Dear Mr. Hedemann:

We have processed your Notice of Claim to a Water Right filed in the Snake River Basin Adjudication. In the initial review of this claim, we found it necessary to either complete or change an item or items on your claim form(s). A copy of the computer generated copy with these changes and the receipt for the filing fee submitted are enclosed. **ONLY ITEMS SHOWN BELOW WITH A CHECKMARK HAVE BEEN EITHER CHANGED OR ADDED TO YOUR CLAIM(S). IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM.(S)**

____ Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

X Item #3 - the Source of water supply was listed as spring unnamed, tributary to Sinks. After reviewing the map (attached) it was discovered that the source is actually an *unnamed stream, tributary to Cove Creek*.

____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

X Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

____ Item #7 - The total quantity claimed was not completed. The use(s) claimed have been added together and this amount added to your claim.

____ Item #9 - The number of homes was not listed on your claim. It appears to be filed for one domestic home and this information has been added to your claim.

SCANNED
APR 16 2004

X Item #10- The place of use appears to be incorrectly described, or *not described completely*. Based on the map submitted we have added in the correct quarter-quarters, section, township and range.

_____ Item #12- The ownership of the place of use has not been marked. We have assumed you own the place of use and this information has been added to your claim.

_____ Item #15- The Basis of Claim was not completed. No previously recorded water rights were found, therefore, we have marked beneficial use of the water as the basis for filing this claim.

_____ Other _____

If you have any problems or questions concerning these additions and/or changes, please contact this office within 30 days from the date of this letter. If we do not hear from you within this time, we will assume you agree with these changes, and your claim will remain on file as shown on the enclosed data entered copy.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

JS: dh

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.