

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: **A37-01236C**
Date Received: 10/12/1988
Receipt No: M001557
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CREG HANSEN 208-823-4664
Address: PO BOX 44
CAREY ID 83320

AND

Name: LETA HANSEN 208-823-4664
Address: PO BOX 44
CAREY ID 83320

2. Date of Priority: APR 27, 1894

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	21E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
VIA WEST CANAL, HEADGATES, OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	21E	3	SW	SE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	3	SE	SE		IRR	17.2
Section Acres							37.2
Total Acres							37.2

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

A37-07621F, CANAL & RES. RT.

14. Remarks:

POINT OF REDIVERSION IS NW,NE,NW, S.03, 2S. 21E.

THIS IS PART OF 3.2 CFS ORIGINAL RT.

4-8-98: CHANGE OF OWNERSHIP SWEAT TO HANSEN PER NOTICE REC'D

12-17-97 -VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs

Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 8, 1998

Creg and Leta Hansen
PO Box 44
Carey, Idaho 83320

RE: Snake River Basin Adjudication (SRBA)
Claim No.(s): A37-01236C, A37-07621F, A37-11598
Change of Ownership Notification

Dear Claimant(s):

We have been notified that you have purchased property with the above referenced Snake River Basin Adjudication claim(s), and our records have been changed, accordingly. **The enclosed copies are for your records**, please review these documents for accuracy in all respects. In the course of investigating this ownership change, it became apparent that there is a discrepancy between the legal description on your warranty deed, and our records for claim number A37-07621F, regarding the location of the acres irrigated in section 11. If you wish to change your claim, please contact an Adjudication Agent in this office, who can easily assist you.

I am also enclosing a profile report of Adjudication Claim number A37-01036B which is also appurtenant to your property. If you wish to change ownership on this claim, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
S.R.B.A. Records Clerk

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

DEC 17 1997

1. Water Right Number(s) _____ Department of Water Resources
Adjudication Claim Number(s) A37-01236C, A37-07621F, A37-11598
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Robert Ray & Melba E. Sweat
4. New Owner/Claimant(s) Craig & Leta Hansen
Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 44
City, State and ZIP Code Carey, ID. 83320
New Telephone Number (208) 823-4664
5. Date you acquired the property 12/30/91
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Craig Hansen Date 12-15-97
Leta Hansen Date 12-15-97
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

RECEIVED

For Value Received

ROBERT RAY SWEAT and MELBA E. SWEAT, husband and wife DEC 17 1997

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

CREG C. HANSEN and LETA J. HANSEN, husband and wife

Department of Resources

the grantees , whose current address is Box 44, Carey, ID 83320

the following described premises, in Blaine County, Idaho, to-wit:

See Exhibit "A" attached hereto and incorporated herein.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

CLATINE CO. REQUEST

OF Sun Valley Title Co.

1991 DEC 31 A 11:41

336739

MARY GREEN, CLERK

FEES \$

6.00 mp Deed

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: December 30, 1991

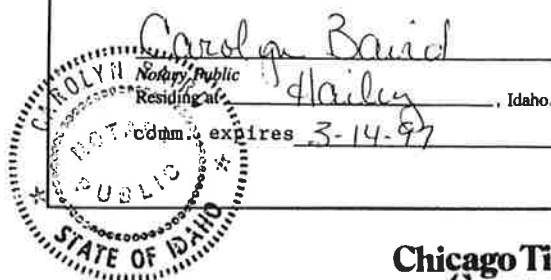
Robert Ray Sweat
Robert Ray Sweat

Melba E. Sweat
Melba E. Sweat

STATE OF IDAHO

COUNTY OF Blaine

On this 31st day of December, in the year 19 91, before me, a Notary Public, personally appeared Robert Ray Sweat & Melba E. Sweat known or identified to me to be the person whose name s are subscribed to the within instrument, and acknowledged to me that they executed the same.



STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____

Deputy.

Fees \$
Mail to:

INSTRUMENT NO.

EXHIBIT "1"

Whereas that certain piece of property covered by the "Mortgage" is hereunder described:

PARCEL I:

That parcel of land situate in the South Half of the Southeast Quarter ($S\frac{1}{2}SE\frac{1}{4}$) of Section Three (3), Township Two (2) South, Range Twenty-one (21) East, Boise Meridian, more particularly described as follows to-wit:

Commencing at a point 40 feet east of the Southwest corner of the Southeast Quarter, Section 3, aforesaid, as point of beginning, thence running East 2600 feet to the Southeast corner of the Southeast Quarter of the Southeast Quarter, Section 3, aforesaid; thence North Thirty-nine and one-seventh ($39\frac{1}{7}$) rods; thence West One Hundred Forty (140) rods; thence North Six and six-sevenths ($6\frac{6}{7}$) rods; thence West 290 feet; thence South forty-six (46) rods, to place of beginning.

Together with four (4) shares of stock in Little Wood River Canal Company, Ltd., also forty (40) inches of waters of Little Wood River, priority date April 27, 1894, as decreed in case of S.C. Frost, et al., vs. Alturas Water Company, et al., and one hundred and fifty (150) acre feet of the new water in Little Wood River Dam subject to current assessments for paying the cost of addition to old Dam.

RECORDED

DEC 17 1997

PARCEL II:

The $NE\frac{1}{4}$ $SW\frac{1}{4}$ and the $E\frac{1}{2}$ $NW\frac{1}{4}$, Section 11, Township 2 South, Range 21 East of the Boise Meridian, together with any water and water rights thereto belonging or in any way appertaining, including, but not limited to the following: Nine (9) shares of Little Wood River Canal Company Stock, together with a one-fourth ($\frac{1}{4}$) interest in a deep irrigation well, Permit No. 37-7621, located in Blaine County, Idaho.

Subject to all easements and rights of way heretofor taken or laid out.

T 211 B. Rathke
513

3
35.9

T 217 C. Hansen
516

1
36.3

T 221 C. Dilworth
261

32
10

66.0

T 233 V. Simpson
16

9
27.9

11/12

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: A37-01236C
Date Received: 10/12/1988
Receipt No: M001557
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT RAY SWEAT 208-823-4424
Address: BOX 134
CAREY, ID 83320

OR
Name: MELBA E. SWEAT 208-823-4424
Address: BOX 134
CAREY, ID 83320

2. Date of Priority: APR 27, 1894

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	21E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
VIA WEST CANAL, HEADGATES, OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-01236C

Page 1

Date: 10/12/88

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	3	SW	SE		IRR	20.0
			SE	SE		IRR	17.2
						Section Acres	37.2
						Total Acres	37.2

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A37-07621F, CANAL & RES. RT.

14. Remarks:
POINT OF REDIVERSION IS NW,NE,NW, S.03, 2S. 21E.
THIS IS PART OF 3.2 CFS ORIGINAL RT.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/13/1909

S.C. FROST
Decree Plaintiff

vs

ALTURAS WATER CO.
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 X do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Robert Ray Sweet Date: 10/12/88
Date:

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 12 day

of Oct 19 88

John Dale Carlson
Notary Public

Seal

Residing at Pomeroy Id

My Commission Expires 6/2/94



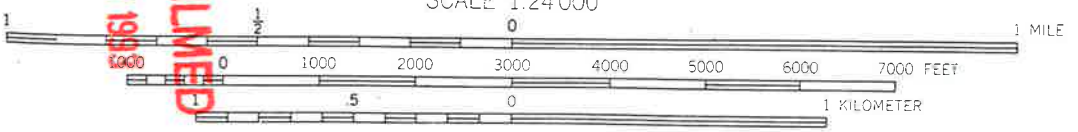
Point of
Re-Div.

20 17.2

R21E

R22E

SCALE 1:24 000

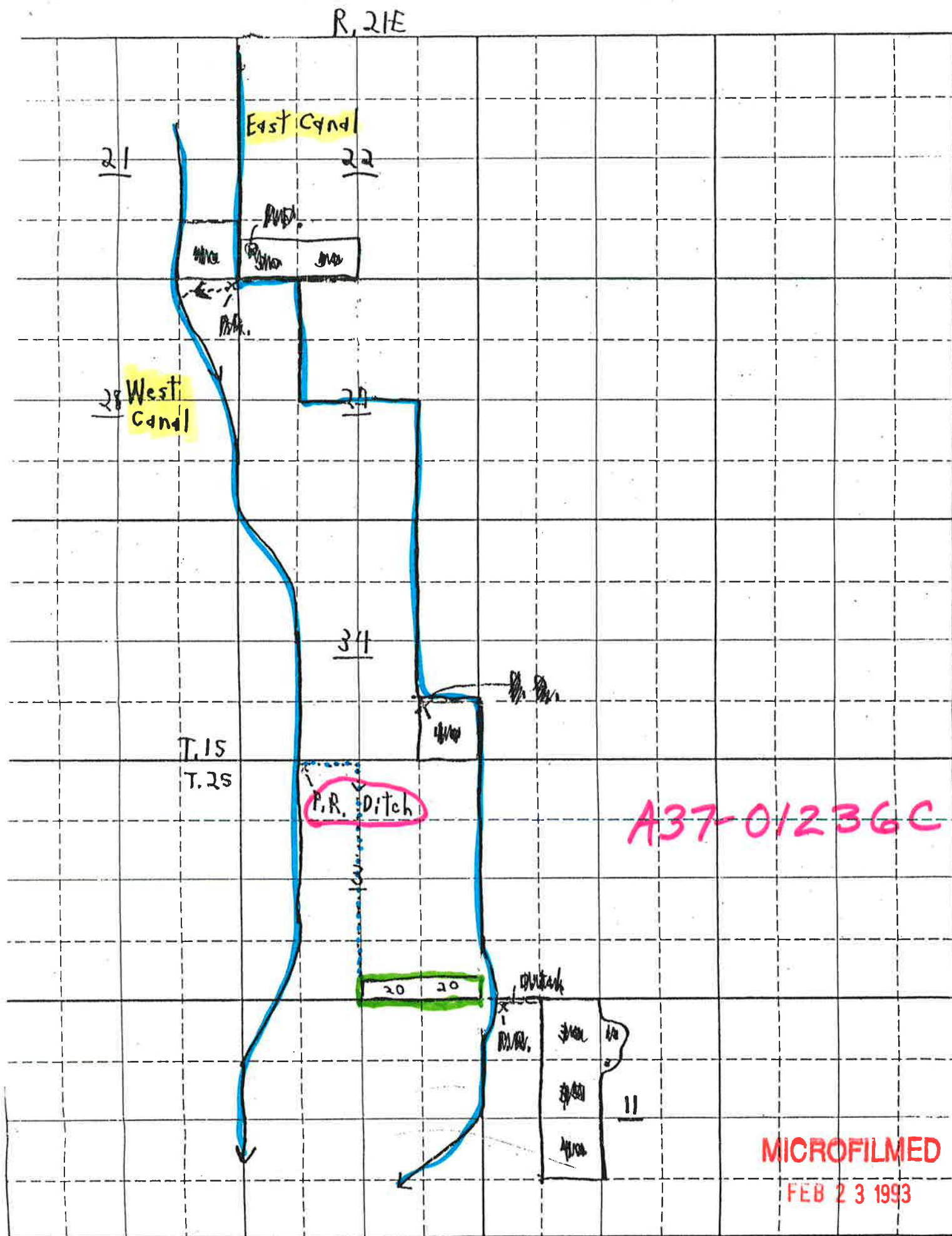


A37-01236C



CROOKS & SW IDA

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



**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: June 3, 2005

Water right number: 37-1236C

CREG HANSEN
PO BOX 44
CAREY ID 83320
Telephone Number: (208)823-4664

LETA HANSEN
PO BOX 44
CAREY ID 83320
Telephone Number: (208)823-4664

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:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4/22/05 SIGNATURE: Leta Hansen
Please print your name: Leta Hansen

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

06/08/2004

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

RIGHT NUMBER: 37-1236C

NAME AND ADDRESS: CREG HANSEN
PO BOX 44
CAREY ID 83320

LETA HANSEN
PO BOX 44
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 04/27/1894

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.800 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S03

SWSE

20.0

T02S R21E S03

SESE

17.2

37.2 ACRES TOTAL

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.

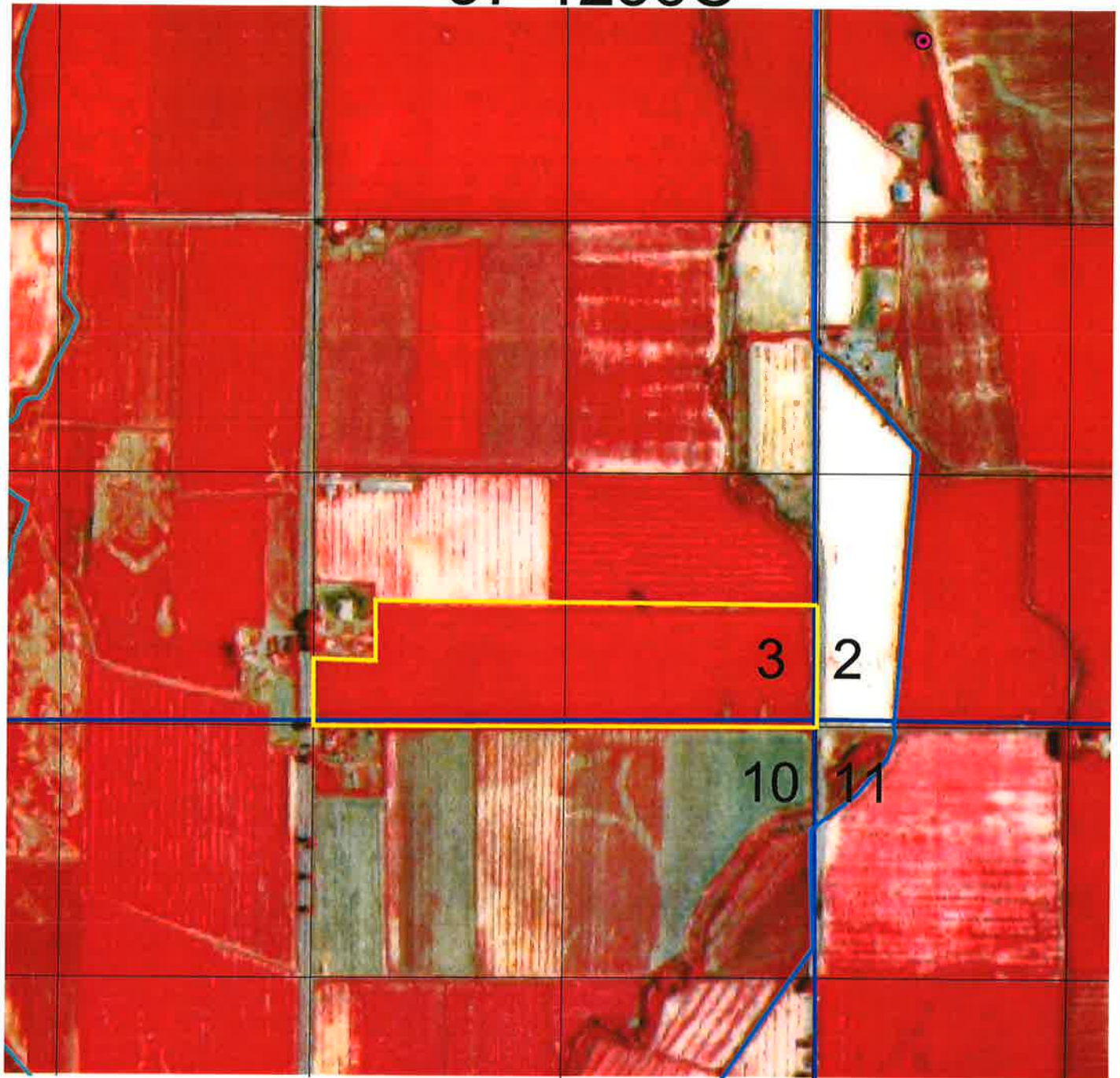
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER IRRIGATION DIST.

IDAHO DEPT OF WATER RESOURCES

37-1236C



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 03



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JUNE 8, 2004

T2S
R21E

GIS AC = 37.4

3

2

10

11

37-1236C

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1236

WATER RIGHT NUMBER: 37-1236

Owner Type Name and Address
 Current Owner WILLIAM W CLARK
 , ZZ

Priority Date: 04/27/1894

Basis: Decreed

Status: Active

Source Tributary
 LITTLE WOOD RIVER MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	3.200 CFS	
	<u>Total Diversion:</u>	3.200 CFS	

Location of Point(s) of Diversion
 LITTLE WOOD RIVER

Place of Use
 IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	21E	3													X	X	X	X	

Conditions of Approval:

Remarks:

1. General SEE AMENDING ORDER OF 3-20-1923.

Comments:

SPLIT
 A .80
 B 1.60
 C .80
 3.20