

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: A37-10019
Date Received: 4/14/1988
Receipt No: 5000080

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROY E. HUBERT 208-544-2418
Address: 768 E. 330 S.
DIETRICH, ID 83324

AND/OR

Name: NEDRA J. HUBERT 208-544-2418
Address: DIETRICH, ID 83324

2. Date of Priority: FEB 01, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	19E	19	SW	SW	NW	5	LINCOLN

5. Description of diverting works:
6" X210 FT. WELL WITH SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.020		
STOCKWATER	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL DAIRY APPROX 70 HD MILKING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	19E	19	SW	NW	4	STOCK	
			SW	NW	5	COMMER	
			SW	NW	5	STOCK	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
DOMESTIC AND STOCK CLAIM 1910 PRIORITY

14. Remarks:
CLAIMANT PLANS TO INSTALL A LARGER PUMP.
Lot 4 is west of SWNW

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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: 1

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): Ray E. Blument Date: 4-14-88
_____ Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 14th day

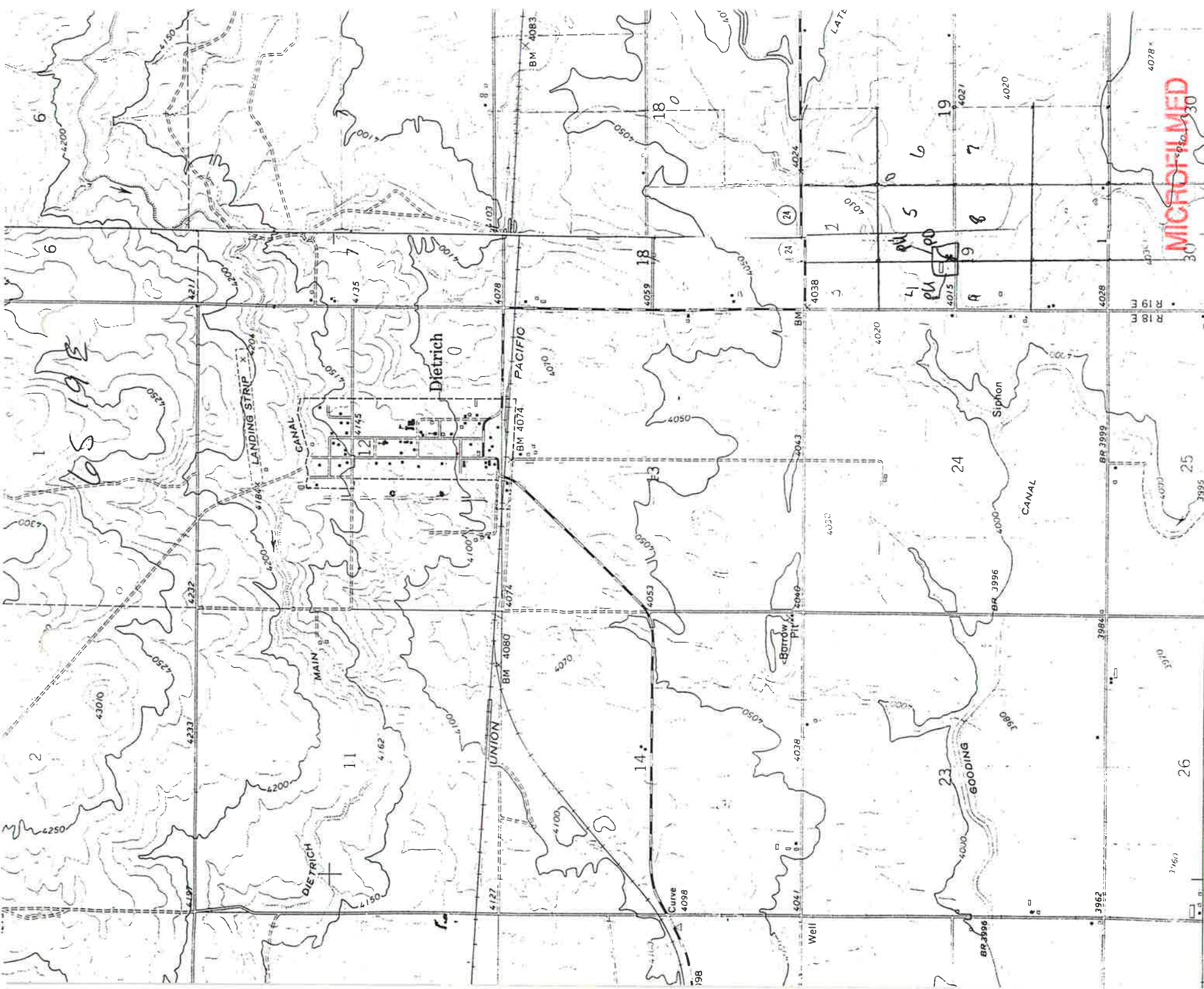
of April 19 88

Mary A. Balderin
Notary Public

Seal

Residing at Gooding, ID

My Commission Expires 10/16/1992



721 17°30"

Att. A 37-10019

722

723

INTERIOR- GEOLOGICAL SURVEY, WASHINGTON, D.C.-1974

724000m E

114° 15' FEB 2 425 1993

1 MILE

Primary highway
ROAD CLASSIFICATION
Light-duty road, hard or

Mapped, edited, and published
Control by USGS and USC&GS

08/01/2002

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

RIGHT NUMBER: 37-10019

NAME AND ADDRESS: ROY E HUBERT
768 E 330 S
DIETRICH ID 83324

NEDRA J HUBERT
768 E 330 S
DIETRICH ID 83324

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.06 CFS
16.8 AFY

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

PRIORITY DATE: 02/01/1961

POINT OF DIVERSION:

T06S R19E S19 SWSWNW Lot 5 Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.060 CFS 16.80 AFY
COMMERCIAL	01/01 12/31	0.020 CFS 16.80 AFY

PLACE OF USE: STOCKWATER Within LINCOLN County

T06S R19E S19 Lot 4 SWNW

T06S R19E S19 Lot 5 SWNW

COMMERCIAL Within LINCOLN County

T06S R19E S19 Lot 5 SWNW

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

RECEIVED

JUL 16 2002

Department of Water Resources

Dept. of Water Resources
1301 North Orchard St.
P.O. Box 83720
Boise, Idaho 83720-0098

July 12, 2002

Attention: Steve Clelland

Dear Steve: Thank you for the informative meeting in Gooding on July 8th.

It is my understanding that all my water rights have been approved with the exception of CA37-10019 dated 2-01-1961, for diverting .0060CFS for myself and my wife, Nedra J. as commercial use.

You asked me to let you know that it was at this time that I bought the farm for raising broiler chickens that were processed through the John Birdie Processing Plant in Twin Falls, Idaho. We raised as many as 150,000 chickens per year.

When the processor quit the business the farm was switched over to a dairy. We have permits for up to 550 head of cows, approved by the County planning and zoning committee as well as the State and County approved lagoon.

This commercial water right is needed to continue my operation.

I have all the information on the lagoon, and if the information from Don Knowles, who lived on the farm back in the 1930's and 40's gets back to me in time, I will send this also.

Sincerely,



Roy E. Hubert

Dept. of Water Resources
1301 North Orchard St.
PO Box 83720
Boise, Idaho 83720-0098

July 12, 2002

Dear Mr. Clelland:

I am writing this letter in behalf of Roy E. Hubert for the purpose of verifying the existence and commercial use of the water on the farm.

I lived on the farm in the 1930's and 1940's and have known the functions of the farm ever since that time. It was originally a dairy with several owners over the years. In 1961 Roy Hubert bought the farm and used it for a commercial poultry farm. Some years later he turned it back into a dairy, which he is still running.

Sincerely,

A handwritten signature in cursive script that reads "Don H. Knowles". The signature is written in dark ink and is positioned below the word "Sincerely,".

Don Knowles

SD-0601-2 Last Name: HUBERT

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
-	HUBERT	-	-	-	-	-	-
-	ROY E.	C	A37-10018✓	04/25/1910	GROUNDWATER	0.020	43 DOMEST 04 STOCK
-	NEDRA J.	C	A37-10018✓	04/25/1910	GROUNDWATER	0.020	43 DOMEST 04 STOCK
-	ROY E.	C	A37-10019	02/01/1961	GROUNDWATER	0.060	10 COMMER 04 STOCK
-	NEDRA J.	C	A37-10019	02/01/1961	GROUNDWATER	0.060	10 COMMER 04 STOCK
-	ROY E.	C	A37-10021✓	04/01/1908	GROUNDWATER	0.030	04 STOCK
-	NEDRA J.	C	A37-10021✓	04/01/1908	GROUNDWATER	0.030	04 STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)



United States
Department of
Agriculture

Soil
Conservation
Service

Subject: *Ag waste Pond*

Date: *11-17-97*

To:

File code:

Mr. Roy Hubert
886E 330S
Dietrich, Idaho

Roy,

The purpose of this letter is to let you know that I have recalculated the capacity of the waste storage pond to reflect the as built size.

The pond as completed will handle up to 550 milking animals with the facility as it stands now. Keep in mind that if a new barn would be constructed the roof water should be captured and diverted from the pond. The most significant contributor to the pond volume is runoff from roof and concrete areas.

It has been a pleasure to assist you in this effort and if I can be of any further assistance please do not hesitate to call the office.

Respectfully,

Thomas R. Blackbird
Soil Conservationist

CC: File

05/09/2002

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

RIGHT NUMBER: 37-10019

NAME AND ADDRESS: ROY E HUBERT
768 E 330 S
DIETRICH ID 83324

NEDRA J HUBERT
768 E 330 S
DIETRICH ID 83324

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 02/01/1961

POINT OF DIVERSION:

T06S R19E S19 SWSWNW Lot 5 Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
1/01 12/31

QUANTITY
0.060 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County

T06S R19E S19 Lot 4 SWNW

T06S R19E S19 Lot 5 SWNW

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

per Table:

→ 150,000 chickens

EXPLANATORY MATERIAL: Beneficial Use

$$\begin{aligned} 10 \text{ gpd}/100 &= 15,000 \text{ gpd} \\ &\div 325850 \text{ g/AF} \\ &= 0.05 \text{ AF/D} \\ &\times 365 = 16.8 \text{ AFY} \end{aligned}$$

see
7/16/02 new proof — Commercial
claim shows 70 Hd Dairy
Vol@100 Hd = 4 AFY

see
8/01/02 Revised to 16.8 AFY.
* Cannot support the 550 Head dairy with this claim.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-10019
ROY E HUBERT
768 E 330 S
DIETRICH, ID 83324

March 4, 2002

Re: Evidence of Priority Date for SRBA Claim

RESPONSE DEADLINE
MARCH 29, 2002

Dear Claimant:

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures

13 18

24 19

37-10019
draft map

Lot 4

Lot 5

POU

POD

Y

②

5/9/02
SEC

37-10019

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/24/2014

Water Right 37-10019

Owner Type **Name and Address**
Current Owner ROY E HUBERT
768 E 330 S
DIETRICH, ID 83324
(208)544-2418

Current Owner NEDRA J HUBERT
768 E 330 S
DIETRICH, ID 83324
(208)544-2418

Priority Date: 2/1/1961

Basis: Decreed

Status: Active

*After Specific?
Memo. =
- 13,000 missed in Recom.
model good.*

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	01/01	12/31	0.060 CFS	16.8 AF
COMMERCIAL	01/01	12/31	0.020 CFS	16.8 AF
Total Diversion			0.060 CFS	16.8 AF

Source and Point(s) of Diversion

GROUND WATER L5(SWSWNW) Sec. 19, Twp 06S, Rge 19E, LINCOLN County

Place Of Use

COMMERCIAL within LINCOLN County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	19E	19							X										
									L5										

STOCKWATER within LINCOLN County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	19E	19							X										
									L4										
06S	19E	19							X										
									L5										

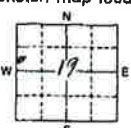
Conditions of Approval:

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Roy E Huber</u> Address <u>768 E 330th District Id.</u> Drilling Permit No. <u>37-93-S-0060-001</u> Water Right Permit No. _____		7. WATER LEVEL Static water level <u>184</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>-85°F</u> Quality _____ Describe artesian or temperature zones below.																																																																							
2. NATURE OF WORK ☐ New well ☒ Deepened ☐ Replacement ☐ Well diameter increase ☐ Modification ☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)		8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																																			
Discharge G.P.M.	Pumping Level	Hours Pumped																																																																							
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Monitor ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG 103819 <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>5</td><td>195</td><td>202</td><td>Soft Fill in</td><td> </td><td> </td></tr><tr><td>↑</td><td>202</td><td>212</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>212</td><td>219</td><td>Broken</td><td>X</td><td> </td></tr><tr><td> </td><td>219</td><td>220</td><td>Clay</td><td> </td><td> </td></tr><tr><td> </td><td>220</td><td>223</td><td>Broken</td><td>X</td><td> </td></tr><tr><td> </td><td>223</td><td>224</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>224</td><td>227</td><td>Soft</td><td> </td><td> </td></tr><tr><td> </td><td>227</td><td>237</td><td>Broken</td><td>X</td><td> </td></tr><tr><td> </td><td>237</td><td>242</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>242</td><td>250</td><td>Hard + Small breaks</td><td> </td><td> </td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	5	195	202	Soft Fill in			↑	202	212	Hard				212	219	Broken	X			219	220	Clay				220	223	Broken	X			223	224	Hard				224	227	Soft				227	237	Broken	X			237	242	Hard				242	250	Hard + Small breaks		
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary ☐ Cable ☐ Mud ☐ Other _____ (backhoe, hydraulic, etc.)		RECEIVED APR 30 1993 Department of Water Resources Southern Region Office																																																																							
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation? _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer _____ Type _____ Top Packer or Headpipe _____ Bottom of Tailpipe _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>Sanitary Well Cap</u>				Thickness	Diameter	From	To	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																																										
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name <u>AUG 0 9 1993</u> Lot No. <u>849</u> Block No. _____ County <u>Lincoln</u> Address of Well Site <u>750 E 390th District</u> (give at least name of road) T. <u>6</u> N. ☐ or S ☒ SW <u>1/4</u> NW <u>1/4</u> Sec. <u>19</u> , R. <u>19</u> E ☒ or W ☐		10. Work started <u>4-19-93</u> finished <u>4-19-93</u>																																																																							
11. DRILLER'S CERTIFICATION I/We certify that all minimum well construction standards were compiled with at the time the rig was removed. Firm Name <u>Eaton Drilling</u> Firm No. <u>26</u> Address <u>Wendell</u> Date <u>4-21-93</u> Signed by Drilling Supervisor <u>[Signature]</u> and <u>[Signature]</u> (Operator) <u>Dave Cook</u> (If different than the Drilling Supervisor)																																																																									

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/24/2014

Water Right 37-10088

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEVAN HUBERT 602 E 570 S DIETRICH, ID 83324
Current Owner	KRISTINE C HUBERT 602 E 570 S DIETRICH, ID 83324
Original Owner	DONNA M POWER 843 E 330 S DIETRICH, ID 83324-5137 (208)544-7517
Original Owner	JOHN M POWER 843 E 330 S DIETRICH, ID 83324-5137 (208)544-7517

*Pod + Pou
overlap*

Priority Date: 1/1/1925

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.040 CFS	

Source and Point(s) of Diversion

GROUND WATER SWSESW Sec. 35, Twp 06S, Rge 18E, LINCOLN County

Place Of Use

DOMESTIC within LINCOLN County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	18E	35												X					

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/24/2014

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.

Dates and Other Information

Decreed Date: 12/11/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

N/A

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>
Priority Date	5/17/2002	sclellan			Closed
POD	5/17/2002	sclellan			Closed
Source	5/17/2002	sclellan			Closed
POU	5/17/2002	sclellan			Closed
Use	5/17/2002	sclellan			Closed
Season	5/17/2002	sclellan			Closed
Quantity	5/17/2002	sclellan			Closed
Summary	5/17/2002	sclellan	5/17/2002	sclellan	Closed

SubCase:

SubCaseNumber: 37-10088
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Steve Clelland
Basis of Claim:
Date Filed: 10/11/2002
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/15/2014

Water Right 37-10088

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEVAN HUBERT 602 E 570 S DIETRICH, ID 83324
Current Owner	KRISTINE C HUBERT 602 E 570 S DIETRICH, ID 83324
Original Owner	DONNA M POWER 843 E 330 S DIETRICH, ID 83324-5137 (208)544-7517
Original Owner	JOHN M POWER 843 E 330 S DIETRICH, ID 83324-5137 (208)544-7517

moving to

Priority Date: 1/1/1925

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.040 CFS	

Source and Point(s) of Diversion

GROUND WATER SWSESW Sec. 35, Twp 06S, Rge 18E, LINCOLN County

Place Of Use

DOMESTIC within LINCOLN County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	18E	35												X					

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/15/2014

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.

Dates and Other Information

Decreed Date: 12/11/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

N/A

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>
Priority Date	5/17/2002	sclellan			Closed
POD	5/17/2002	sclellan			Closed
Source	5/17/2002	sclellan			Closed
POU	5/17/2002	sclellan			Closed
Use	5/17/2002	sclellan			Closed
Season	5/17/2002	sclellan			Closed
Quantity	5/17/2002	sclellan			Closed
Summary	5/17/2002	sclellan	5/17/2002	sclellan	Closed

SubCase:

SubCaseNumber: 37-10088
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Steve Clelland
Basis of Claim:
Date Filed: 10/11/2002
Objection Status: Active

Water Supply Bank:

N/A

5/5/2014

Current Owner ROY E HUBERT
768 E 330 S
DIETRICH, ID 83324
(208)544-2418

Status: Active

Tributary

GROUND WATER L5(SWSWNW) Sec. 19, Twp 06S, Rge 19E, LINCOLN County

[illegible]

Page 1 of 2

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 37-10018

5/5/2014

2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. RP06S19E1901TAT STOCKWATER, 100 HEAD

Comments:

Dates and Other Information

Decreed Date: 5/19/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-10019

NAME AND ADDRESS: NEDRA J HUBERT
ROY E HUBERT
768 E 330 S
DIETRICH, ID 83324

SOURCE: GROUND WATER

QUANTITY: 0.06 CFS
16.80 AFY

→ * THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 02/01/1961

POINT OF DIVERSION: T06S R19E S19 LOT 5 (SWSWNW) Within Lincoln County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.06 CFS
			—16.80 AFY
	Commercial	01-01 TO 12-31	0.02 CFS
			—16.80 AFY

PLACE OF USE: Stockwater Within Lincoln County ✓
T06S R19E S19 LOT 4 (SWNW) LOT 5 (SWNW)
Commercial Within Lincoln County
T06S R19E S19 LOT 5 (SWNW)

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

* THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A ✓
DETERMINATION OF HISTORICAL BENEFICIAL USE.
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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

37-10018 Assoc. Right
Combined Limits

37-10088 Deran Hubert
D & S

Receipt Details for ID S000080

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:				
Date Received	Date Deposited	Region	Total Amount	Payment Type
4/14/1988 1:50:11 PM	4/14/1988 12:00:00 AM	Southern	\$102.00	Check
Payee:	ROY E.HUBERT			

Account Information	
Check Number	413

Comment ADJUDICATION FEE

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$102.00	ADJUDICATION FEE	410162	9337	00	0	6490

Water Rights

Basin	Sequence	Split	Suffix
37	10018		DIS
* 37	10019		
37	10021		DIS