

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 37-21249

Date Received: 2/4/2004

Receipt No:

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

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

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

2. Date of Priority: 04/26/1894

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

4. Point of Diversion:

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

5. Description of diverting works:

DIV. IN RIVER W/HEADGATE TO EAST CANAL.REDIV. TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	2.86	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
02S	21E	3	NE	NE	1	IRRIGATION	31
			SW	NE		IRRIGATION	39
			SE	NE		IRRIGATION	38
			NW	NE	2	IRRIGATION	19.1
Section Acres						127.1	
Total Acres						127.1	

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:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-184.

15. Basis of Claim: Decreed



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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 4, 2004

CREG HANSEN
LETA HANSEN
PO BOX 44
CAREY ID 83320

RE: SRBA Claim(s) 37-184 (Part)

Dear Mr. and Mrs. Hansen:

Pursuant to the notification that you purchased a portion of the property to which the above referenced adjudication claim is appurtenant, the department has split the original claim. Your portion has been numbered 37-21249.

Enclosed please find your copy of the computer-generated claim. Review this document and should you have any questions or corrections, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.



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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 26, 2004

CREG HANSEN
LETA HANSEN
PO BOX 44
CAREY ID 83320

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM 37-184

Dear Mr. and Mrs. Hansen:

Thank you for submitting the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without your signatures.

Enclosed is your original ownership change form. Please sign where highlighted in yellow on page 2, item 7, and return the entire packet to me. As soon as this information is received, our records will be updated and you will be notified by mail that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

Trish Fawcett

Technical Records Specialist

enc.

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

RECEIVED
 FEB 03 2004
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-184					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Robb & Kathi Peck
 P.O. Box 26 Carey, ID. 83320

4. New Owner/Claimant(s)

Creg & 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

march 25, 2002

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JAN 15 2004

Department of Water Resources
 Southern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>37-184</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>2.86 CFS ~~2.54 CFS~~</u>	
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Leta Hansen

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by [Signature] Date 2/3/04 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

RECEIVED

JAN 15 2004

Department of Water Resources
Southern Region

WARRANTY DEED

FOR VALUE RECEIVED

Robb K. Peck and Kathi Peck, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

Creg Hansen and Leta J. Hansen, husband and wife

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

the following described premises, in **BLAINE COUNTY, IDAHO**, to wit:

Lot 2, Block 1 of **REDHAWK ESTATES SUBDIVISION, BLAINE COUNTY, IDAHO**, as shown on the official plat thereof, recorded July 18, 2001, as Instrument No. 453242, records of Blaine County, Idaho.

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

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 25, 2002

Robb K. Peck
Robb K. Peck

Kathi Peck
Kathi Peck

State of Idaho
County of Blaine

On this 25th day of March, 2002, Before me a Notary Public in and for said State, personally appeared Robb K. Peck and Kathi Peck known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carolyn David
Notary Public
Residing at Hailey
Comm. Expires 3/14/2003



RECEIVED
JAN 15 2004
Department of Water Resources
Southern Region

COPY

SVTC Order No. 01-17327

QUITCLAIM DEED

For Value Received **Robb K. Peck and Kathi L. Peck, husband and wife**

Do hereby convey, release, remise and forever quitclaim unto

Creg Hansen and Leta J. Hansen, husband and wife

Whose current address is PO Box 44, Carey ID 83320

the following described premises, to-wit:

The following water rights:

214 A/F New Water
96 A/F Old Water
127" 1894 decree (37-0184)
10 shares canal stock

all located at:

Lot 2, Block 1 of REDHAWK ESTATES SUBDIVISION, BLAINE COUNTY, IDAHO, as shown on the official plat thereof, recorded July 18, 2001, as Instrument NO. 453242, records of Blaine County, Idaho.

Together with their appurtenances.

Dated: March 25, 2002

Robb K. Peck

Robb K. Peck

Kathi Peck

Kathi Peck

State of: Idaho

County of: Blaine

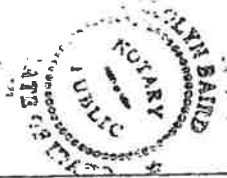
On this 25th day of March 2002, before me, a Notary Public in and for said State, personally appeared Robb K. Peck and Kathi Peck known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carolyn David

Notary Public

Residing at: Hailey

Comm. Expires: 3/14/2003



RECEIVED
JAN 15 2004
Department of Water Resources
Southern Region

COPY

QUITCLAIM DEED

For Value Received Robb K. Peck and Kathi L. Peck, husband and wife

Do hereby convey, release, remise and forever quitclaim unto

Creg Hansen and Leta J. Hansen, husband and wife

Whose current address is PO Box 44, Carey, ID 83320

The following described premises, to-wit:

16" 1894 decree (37-0184) in addition to the
127" 1894 decree (37-0184) Dated March 25, 2002
all located at:

Lot 2, Block 1 of REDHAWK ESTATES SUBDIVISION, BLAINE COUNTY, IDAHO,
As shown on the official plat thereof, recorded July 18, 2001, as Instrument NO.453242,
Records of Blaine County, Idaho.

Together with their appurtenances.

Dated January 14, 2004

Robb K. Peck
Robb K. Peck

Kathi L. Peck
Kathi L. Peck

State of: Idaho

County of: Blaine

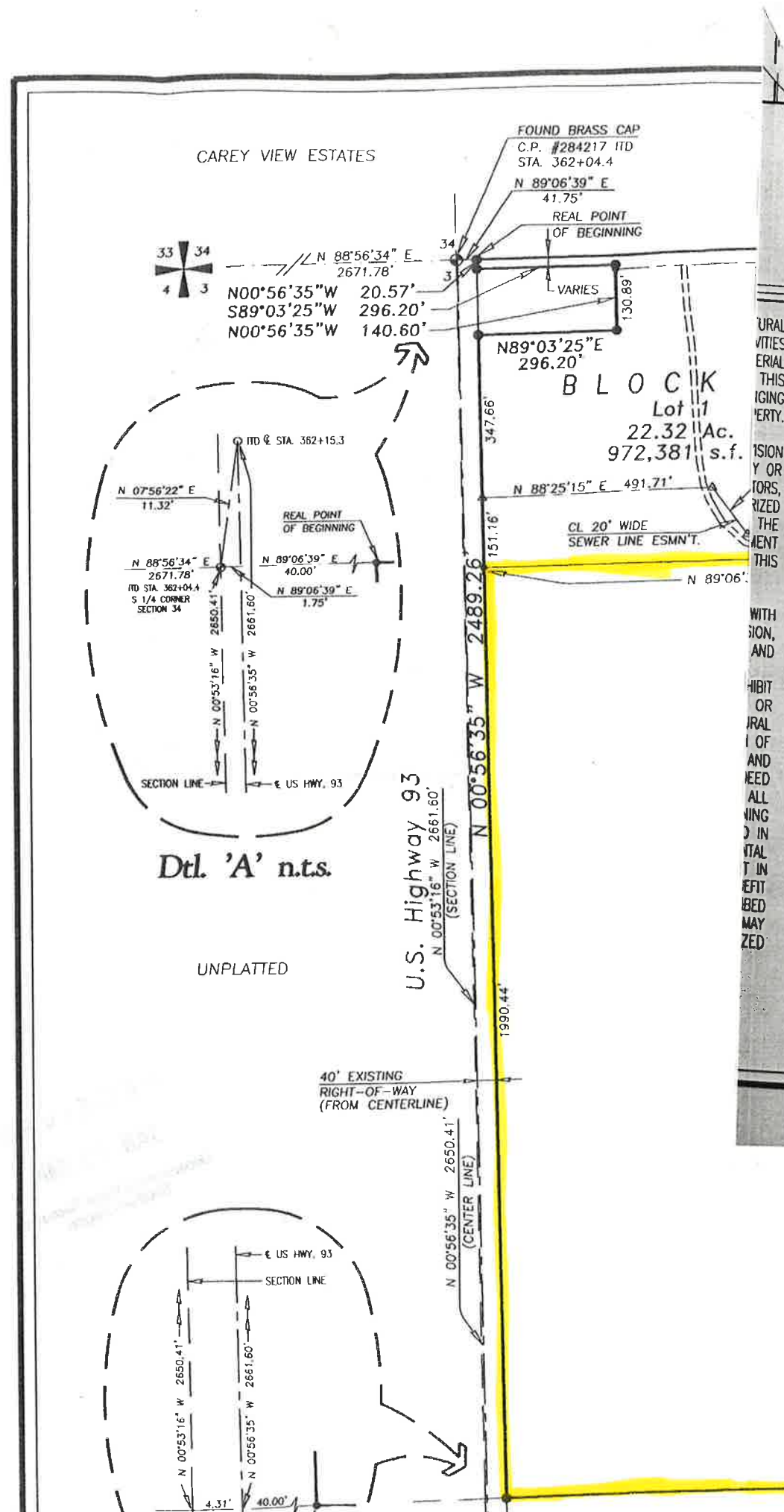
On this 14th day of January 2004, before me, a Notary Public in
And for said State, personally appeared Robb K. Peck and Kathi L. Peck known or
Identified to me to be the persons whose names and subscribed to the within instrument,
And acknowledged to me that they executed the same.

Merline Farnworth
Notary Public
Residing at: Carey, Id 83320

Comm. Expires: 7-20-09

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Department of Water Resources
Southern Region





QUARTER SECTION LINE
 CL SEWER LINE EASMENT
 RIGHT OF WAY LINE
 CANAL MAINTENANCE EASEMENT
 FOUND BRASS CAP
 SET 5/8" x 30" REBAR & CAP
 SET 1/2" x 24" REBAR & CAP
 ANGLE POINT - NOT SET

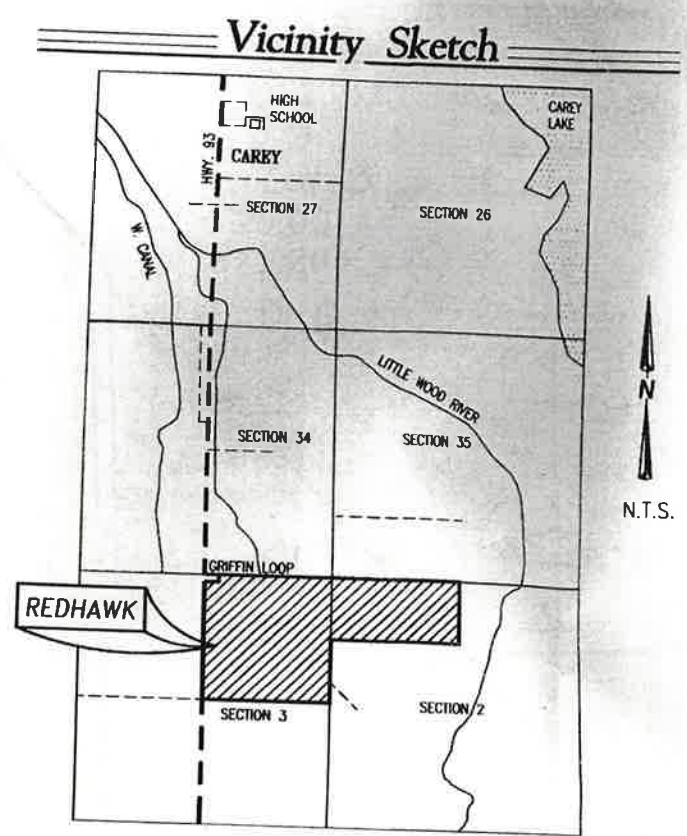
Health Certificate

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary Restrictions may be reimposed, in accordance with Idaho Code, Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

Date: 7-12-2001
Robert W. [Signature]
 South Central District
 Health Department, EHS

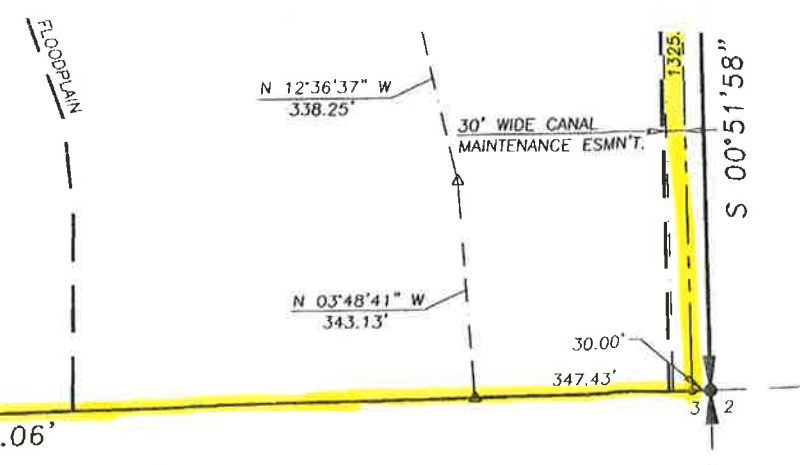
The lots on this plat are subject to restrictions concerning the location of wells and septic systems. These restrictions are on file at the South Central District Health Department and no building permits will be issued without the consent of the Health Department and strict conformance to these restrictions.

Located In
 NW4, Section 2 and NE4, Section 3
 T. 2 S., R. 21 E., B.M.
 Blaine County, Idaho
 2001



EHM Engineers, Inc.
 ENGINEERS/SURVEYORS/PLANNERS
 Sheet 1 of 2
 426-00FP1

SUBDIVISION BOUNDARY LINE
 LOT LINE
 SECTION LINE
 QUARTER SECTION LINE
 CL SEWER LINE EASMENT
 RIGHT OF WAY LINE
 CANAL MAINTENANCE EASEMENT
 FOUND BRASS CAP
 SET 5/8" x 30" REBAR & CAP
 SET 1/2" x 24" REBAR & CAP



CAREY VIEW ESTATES

UNPLATTED

FOUND
BRASS CAP

30' R/W DEDICATED
TO BLAINE COUNTY

N 89°06'08" E

Redhawk Lane

Griffin Loop

BASE OF BEARING
N 89°06'39" E 2625.61'



N00°56'35"W 20.57'
S89°03'25"W 296.20'
N00°56'35"W 140.60'

FOUND BRASS CAP
C.P. #284217 ITD
STA. 362+04.4
N 89°06'39" E
41.75'
REAL POINT
OF BEGINNING

BLOCK 1
Lot 1
22.32 Ac.
972,381 s.f.

20' W. ACCESS ESMNT.
FOR TRACT 'A' RDWAY.

N 11°21'31" W 99.71'
N 06°25'10" W 107.63'
N 02°25'33" E 123.92'
N 14°47'44" E 106.47'
N 02°20'45" W 78.25'
N 31°45'33" W 106.00'

S 36°12'47" E 124.19'
S 79°37'30" E 400.80'

N 88°25'15" E 491.71'

N 89°06'39" E 1604.80'

N 89°06'39" E 2625.61'

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N 89°06'39" E 2625.61'

Lagoon Pcl.
Tract 'A'
5.74 Ac.
249,927 s.f.

N 87°25'12" W 742.00'

N 87°25'12" W 742.00'

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N 87°25'12" W 742.00'

N 87°25'12" W 742.00'

BLOCK 1
Lot 2
127.10 Ac.
5,536,616 s.f.

S 89°07'31" W 2622.06'

Lot 3
20.00 Ac.
871,204 s.f.
BLOCK 2

S 89°05'27" W 700.90'

S 89°05'27" W 700.90'

S 89°05'27" W 700.90'

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Legend:

SUBDIVISION BOUNDARY LINE

LOT LINE

SECTION LINE

QUARTER SECTION LINE

CL SEWER LINE EASMENT

RIGHT OF WAY LINE

CANAL MAINTENANCE EASEMENT

FOUND BRASS CAP

SET 5/8" x 30" REBAR & CAP

SET 1/2" x 24" REBAR & CAP

ANGI F POINT - NOT SET

**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: 37-21249

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

CREG 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

04/05/2004

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

RIGHT NUMBER: 37-21249
NAME AND ADDRESS: LETA HANSEN
PO BOX 44
CAREY ID 83320

CREG HANSEN
PO BOX 44
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 2.860 CFS
PRIORITY DATE: 04/26/1894
POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.860 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S03 Lot 1 NENE	27.0	T02S R21E S03 Lot 2 NWNE	18.0
T02S R21E S03 SWNE	41.0	T02S R21E S03 SENE	37.0

123 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.

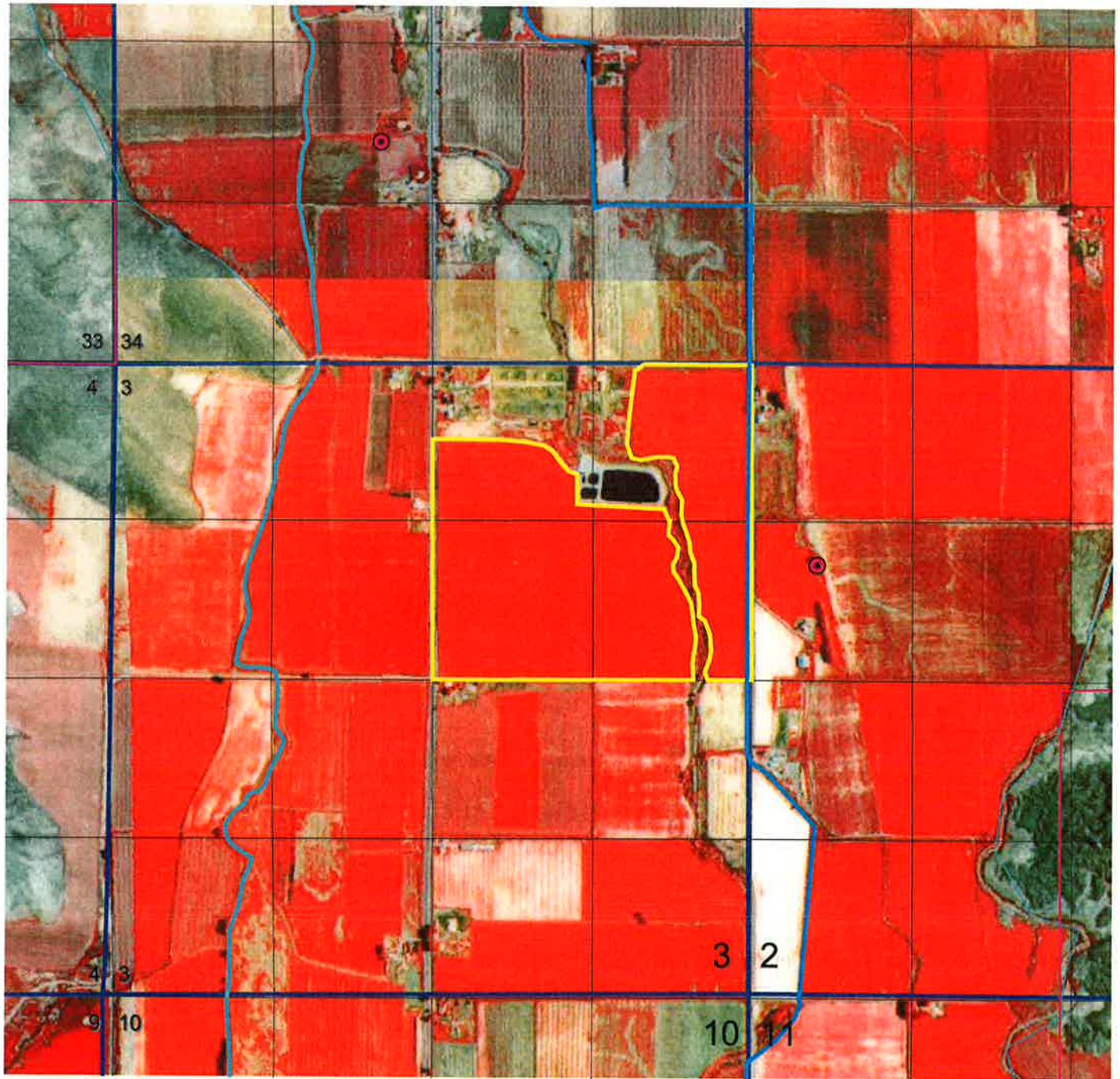
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH EAST CANAL.

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

IDAHO DEPT OF WATER RESOURCES

37-21249



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. 3



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

Date: APRIL 11, 2005

37-21249 (HANSEN)

4-5-04_{sc}

all irrigation under right 37-184 is found
in this portion of the split.
GIS shows 123 acres historically irrigated.

POD: EAST CANAL

$$Q. \quad 2.86 \text{ cfs} \div 123 \text{ ac} = 0.02325 \text{ cfs/ac}$$

— okay with long ditch delivery

An aerial photograph of a rural landscape, likely a farm or ranch, with a grid of green lines representing property boundaries. A large, irregularly shaped area in the upper center is filled with red diagonal hatching. A blue line, possibly a road or a water feature, runs vertically through the right side of the map. Several small, circular features, possibly ponds or wells, are visible. Handwritten labels in black ink are overlaid on the map.

123 AC.

T2S
R21E

3 2

10 11

37-21249

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-184

WATER RIGHT NUMBER: 37-184

Owner Type Name and Address
 Current Owner EVERETT DIX
 , ZZ

Priority Date: 04/26/1894

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 /	3.000 CFS	
	<u>Total Diversion:</u>	3.000 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													
			L 1	L 2															

Conditions of Approval:Remarks:

- General AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

Comments:

SPLIT
 21248
 21249
 .14
 2.86
 3.00
 PECK
 HANSEN