



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

August 29, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BILLY L HARALSON
SUSAN HARALSON
2750 N 3300 W
ARCO ID 83213

RE: Notice of Change of Water Right Ownership for Water Right 34-00017A

Dear Mr. & Mrs. Haralson:

Our letter of August 29, 2005 (copy enclosed) requesting signatures for the above referenced water right ownership change remains unanswered. Therefore, I am returning the Notice of Change in Water Right Ownership request. A copy of your ownership change request information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required support data we will be happy to complete the request for you.

If you have any questions regarding this matter, please call Kari Lynn Townsend at 208-287-4952.

Sincerely,

Kara Alder
Research Analyst

Ka:

Enclosures

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

RECEIVED

APR 18 2005

Department of Water Resources
Eastern 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
34-17A					

RECEIVED
APR 28 2005

Department of Water Resources

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)

Danny & Marcene Hjelm

4. New Owner/Claimant(s)

Bills L. Haralson

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2750 N. 3300 W.

City, State and ZIP Code

Anco, Idaho 83213

New Telephone Number

(208) 527-3257

5. Date you acquired the property

10-13-95

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 _____		
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	_____	_____

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	_____	_____

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

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 gjc Date 4-19-05 Fee \$25-
 Received by gjc Date 4-19-05 Receipt No. E030808
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED DANIEL J. HJELM AND
MARCENE HJELM, husband and wife, the Grantor,
 does hereby grant, bargain, sell and convey unto BILLY L. HARALSON AND
SUSAN HARALSON, husband and wife, the Grantee,
 whose current address is Route 1, Box 450, Arco, ID 83213
 the following described real estate situated in BUTTE County,
 State of Idaho, to-wit:

SEE "EXHIBIT A" ATTACHED

SUBJECT TO: all easements, rights of way, covenants, restrictions,
 patent reservations, applicable building and zoning ordinances and
 use regulations and restrictions and accruing taxes, of record.

TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances
 thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant
 to and with the said Grantee that IT is the owner in fee simple of said premises and that IT will warrant and
 defend the same from all lawful claims whatsoever.

In construing this Deed and where the context so requires, the singular includes the plural and the
 masculine, the feminine and neuter.

DATED 9-3-93

Daniel J. Hjelm

Marcene Hjelm

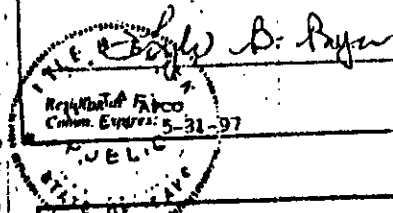
STATE OF IDAHO, County of BUTTE
 On this 3 day of September 19 93
 before me, Lyle B. Boyer, a
 Notary Public in and for the said State personally
 appeared Daniel J. Hjelm AKA Daniel
Jay Hjelm AKA Daniel Hjelm and
Marcene Hjelm AKA Emma Marcene
Hjelm AKA Marcene Hjelm
 Known to me to be the person(s) whose name(s)
 subscribed to the within instrument, and acknowl-
 edges to me that they executed the same.

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

NO. 027225
 FILED

SEP 03 1993

A.M. 5:00 P.M.
 BUTTE COUNTY RECORDER
Jean Keith



Notary Public
 Idaho

IDAHO TITLE & TRUST COMPANY
 Escrows • Title Insurance

P.O. Box 50367, Idaho Falls, ID 83405-0367 (208) 522-7895

Exhibit 'A'

TOWNSHIP 4 NORTH, RANGE 26 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO:

SECTION 16: E1/2 SW1/4, EXCEPTING therefrom the following described parcels:

Beginning at a point marking the Southwest Corner of Section 16; thence S. 89° 37' East 1331.53 feet along the South side of said Section; thence N. 0° 13' 04" West 1495.53 feet to a point in a fence line, which is the True Point of Beginning; thence continuing N. 0° 13' 04" West 116.56 feet along said fence line; thence S. 88° 13' 05" East 451.56 feet; thence South 2° 10' 43" West 207.54 feet; thence S. 88° 12' 39" West 114.60 feet; thence N. 0° 12' 12" West 103.70 feet; thence N. 89° 10' 18" West 328.83 feet to the True Point of Beginning.

ALSO EXCEPTING: A parcel of land generally described as being a portion of the Southeast quarter of the Southwest quarter of Section 16, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho; being more particularly described as follows:

Beginning at the south one-quarter corner of said Section 16, from which the Southwest corner of said Section 16 bears North 89° 37' 00" West, a distance of 2632.99 feet; thence North 88° 22' 57" East along the east boundary of the southwest quarter of said Section 16, a distance of 692.00 feet; thence North 89° 37' 00" West, parallel with the south boundary of the southwest quarter of said Section 16, a distance of 238.66 feet; Thence South 88° 22' 57" West, parallel with the east boundary of the southwest quarter of said Section 16, a distance of 692.00 feet to the south boundary of the southwest quarter of said Section 16; thence South 89° 37' 00" East, along the south boundary of the Southwest quarter of said Section 16, a distance of 238.66 feet to the south one-quarter corner of said Section 16, and the POINT OF BEGINNING.

ALSO TO INCLUDE: An easment as now established for egress and ingress on grantors property.

34-00017A

601
T-100 N
HARAL

NHEL 25.5
①
31.7

601
T-25
HARAL

NHEL
②
4.5

50
T-95
BABCOCK
①
20.8

625
T-93
PU

28
NHEL
③
31.1

NHEL
④
5.3

NHEL
①
55.8

②
23.0

③
30.1

1615
2122

625
T-101
PU

NHEL
ON

⑤
3.8

⑦
8.6

17.2

⑥
37.0

37.0

⑧
107.8

⑩
29.0

⑪
11.8

311
T-24
SPRA

693
T-594
Beverly

DIANA /
WATER
1884

HJELM
PAPER S
53 "

736-3011
DIANA
TERRY

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

STANDARD FORM 4

MOTION TO FILE A LATE
NOTICE OF CLAIM

INSTRUCTIONS FOR USE

This form is to be used to file a late notice of claim in a reporting area where the director's report has been filed and is made a part of *SRBA Administrative Order 1*, Section 4A (amended June 21, 1993), which may be consulted for further information.

A motion for permission to file a late notice of claim requires you to certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay or needlessly increase the cost of litigation.

You may copy or reproduce this form. If you do, the text must be on the front and back of each page exactly as it appears here. Fill out the form completely and attach all fees or the court will not accept the motion for filing. The Verification and Certificate of Mailing must be completed. Check each box to verify you have followed the instructions.

You do not have to fill this out if you are reinstating a notice of claim for domestic or stock water use but you must attach a copy of your notice of claim.

I have attached:

- ☐ A fully completed notice of claim (available from the Idaho Department of Water Resources (IDWR)).
- ☐ A claim filing fee for a domestic and stock water use. IDWR may charge this fee pursuant to I.C. §42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: *State of Idaho Department of Water Resources* in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock water use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: *State of Idaho Department of Water Resources* in the amount of \$ 153.50.
- ☐ For those claimants who did not previously file a notice of claim, a court appearance fee in the amount of \$65.00 in the form of a check made payable to: *SRBA*. Persons filing a motion for late notice of claim do not become a party or claimant in the SRBA simply by filing this motion.

Follow these instructions regarding the hearing on this motion.

1. Contact the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

3. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

Signature of person or attorney mailing the form

VARIABLE: 33.50
LATE : 50.00
153.50

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: A34-00017A
Date Received: 10/13/1995
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BILLY L HARALSON
Address: RT 1 BOX 450
ARCO ID

208-527-3357

83213

2. Date of Priority: MAY 20, 1884

3. Source: BIG LOST RIVER

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	26E	4	NW	SE	SE		BUTTE

5. Description of diverting works:
MOORE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/15	1.070		

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

A.F.A.

8. Total consumptive use is 133.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	26E	16	NE	SW		IRR	25.5
			SE	SW		IRR	28.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	53.5
					Total Acres	53.5

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UTAH CONSTRUCTION CO.
Decree Plaintiff

JOHN F. ABBOTT, ET AL
vs 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 _____ do not _____ 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): _____ Date: _____
_____ Date: _____