

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Hines Ranch - Encil H. Hines agent
(Name of Claimant)
10701 Java Dr. Boise, Idaho 83704 Telephone No. 376-6643
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 1890

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to Never enters a stream (sinks)
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>Fifteen cu ft per second</u>	Use <u>Irrigation</u>	Period of Use From <u>April 1</u>	To <u>Nov. 1</u>
Quantity <u>Fifteen cu. ft per second</u>	Use <u>Livestock & Irr</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) Fifteen cu ft per second TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NW 1/4, Sec. 10 Twp. 9S Rge. 42E B.M., County of Caribou
Additional points of diversion: None

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Spring runs in a ditch about 1/2 mile, then into pipe for sprinklers for about 1/4 mile west & 3/4 mile south, then into lateral lines. Ditch flow is about Fifteen cu ft per second, main pipe lines are 8" & lateral lines 4"

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	42E	10							30	30	30	40		40			15		185
9S	42E	15		30	15		40		40	40									165

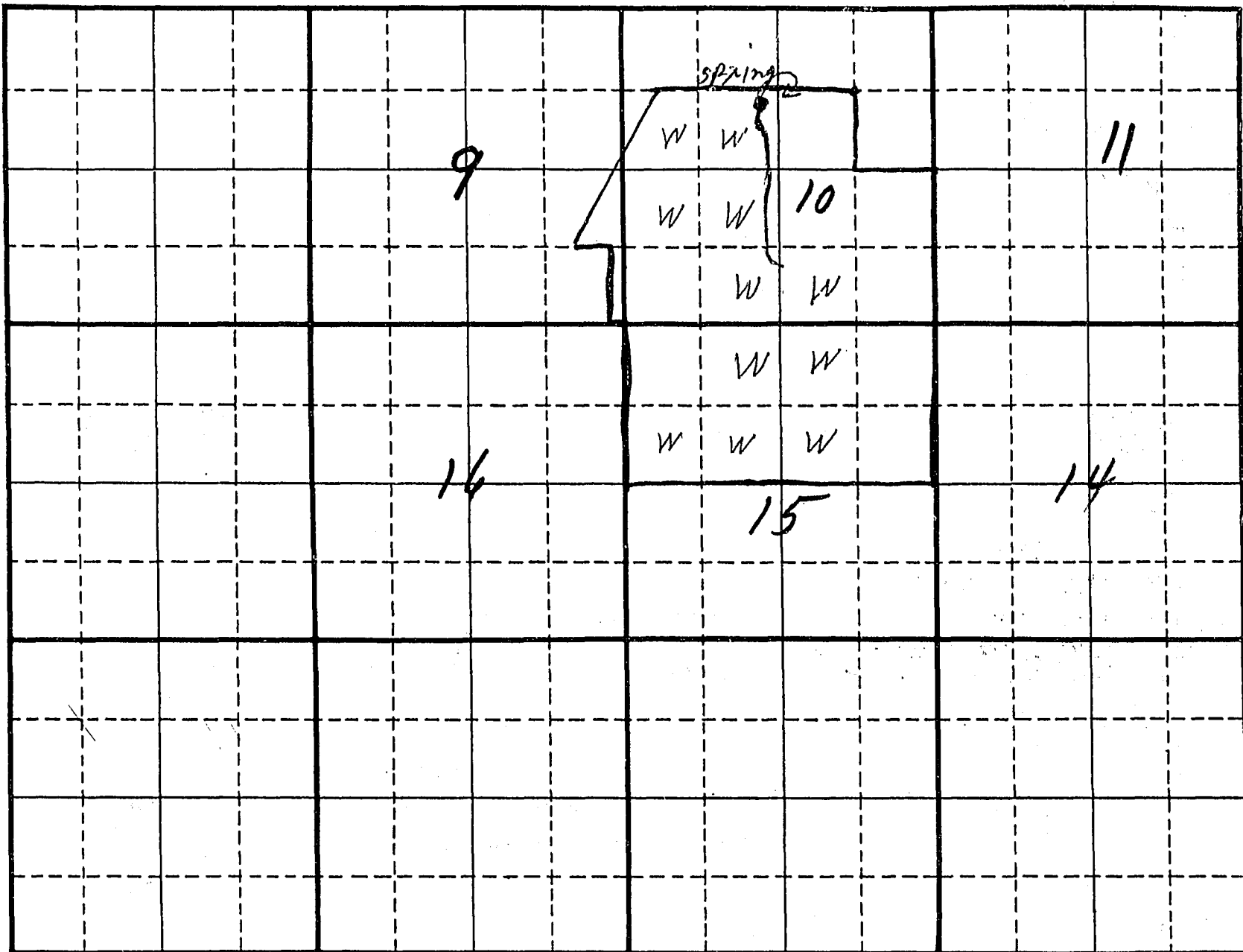
No. of acres 350

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Watering of livestock on pasture in summer & winter months

NOTE: Include here the type and number of stock watered: 50 Head Cattle max 15 to 2000 Head of sheep 30 days in fall some years

- (7) If you are claiming water as a member of an organization, list name of organization: all year round

(8) Remarks This is a artesian Type Spring & the water never
leaves This Ranch. IT rises & sinks on the property
W - Irrigated acres



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 14 day of December, 1979.
Emil H. Hines
(Claimant)

Dana R. Tuttle
Notary Public
Residing at Boise Id

My commission expires Sept 10, 1980

FOR DEPARTMENT USE ONLY
Received by kw Date 12/30/79 Exception filed by: _____ Date _____
Prelim. check by gc Date 12/17/79 Forwarded to claimant by: _____ Date _____
\$20.00 fee received by kw Date 12/30/79 # 15466
Published in Caribou County Sun
Dates 1/3 & 1/10/80

RECEIVED

JAN 28 1980

Department of Water Resources
Eastern District Office

PUBLIC NOTICE

**First Time
Published**

**NOTICE OF CLAIMS TO
WATER RIGHTS**

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

11-4085

HINES RANCH
ENCIL H. HINES, AGENT,
10701 JAVA DR., BOISE, ID
83704

Source: SPRING tributary to
SINKS

Priority Date: 05-01-1890

Amount: 15.00 CFS

Diversion Point: SENW Sec 10
T 09S R 42E, CARIBOU Co.

Use: IRRIGATION (15.00
CFS) from 04-01 to 11-01
STOCKWATER (15.00 CFS)
from 01-01 to 12-31

Place of Use: SWNW SENW
NESW NWSW SESW SWSE Sec
10 T 09S R 42E NWNE SWNE
NENW SWNW SENW Sec. 15 T
09S R 42E FOR 350 ACRES

Diversion Means: OPEN
DITCH TO PIPELINE AND
SPRINKLER SYSTEM

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 1515 Lincoln
Road, Idaho Falls, Id. 83401.

C. STEPHEN ALLRED

Director

Published Jan. 3 and 10, 1980
in the Caribou County Sun.

**Affidavit of
Publication**

County of Caribou } ss.
State of Idaho }

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

3rd day of
January, 1980

The date of the last publication

being the 10th day of
January, 1980

Subscribed and sworn to be-
fore me this 11th day

of January, 1980

Wendy Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March

1980

11-4085

HINES RANCH

ENCIL H. HINES, AGENT, 10701 JAYA DR., BOISE, ID 83704

Source: SPRING tributary to SINKS

Priority Date: 05/01/1890

Amount: 15.00 CFS

Diversion Point: SENW Sec 10 T 09S R 42E, CARIBOU Co.

Use: IRRIGATION	(15.00 CFS)	from 04/01 to 11/01
STOCKWATER	(15.00 CFS)	from 01/01 to 12/31

Place of Use: SWNW SENW NESW NWSW SESW SMSE Sec 10 T 09S R 42E NWNE SWNE NENW
SWNW SENW Sec 15 T 09S R 42E FOR 350 ACRES

Diversion Means: OPEN DITCH TO PIPELINE AND SPRINKLER SYSTEM

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published 01/03 & 01/10/80.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

DECEMBER 27, 1979

Caribou County Sun
P. O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 21, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

January 2, 1979

RE: Claim No. 11-4085

C
Hines Ranch
Encil Hines, Agent
10701 Java Dr.
Boise, ID 83704

O
Dear Mr. Hines:

P
Attached herewith is Department Receipt No. 15466 in the amount of \$20.00
for the above referenced Claim to a Water Right.

Y
Sincerely,

KAY WALKER
Secretary

January 23, 1980

RE: Claim to a Water Right No. 11-4085 HINES

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

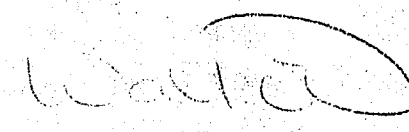
Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on January 3 and 10, 1980.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

JANUARY 23, 1980

HINES RANCH
ENCIL H. HINES, AGENT
10701 JAVA DR.
BOISE

ID 83704

RE: Claim No. 11-4085

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JL

Right Number 11-4085 Applicant Haines Ranch

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date 1/31/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jimi Date 2/8/80

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

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

RECEIVED
DEC 16 2002
Department of Water Resources
Eastern Region

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, 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
11-4085					

RECEIVED
DEC 23 2002
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) are 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)

Hines Ranch - Encl H. Hines Agent

4. New Owner/Claimant(s)

James E. or Bonnie L. Grady
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

96 So main

City, State and ZIP Code

Soda Springs Id. 83276

New Telephone Number

208 547-3582 - home 547-9955 - work

5. Date you acquired the property

5-8-94

5. 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	_____	_____

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

James E. Seeg Owner

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 JC Date 12-16-02 Fee \$25
 Receipted by JC Date 12-16-02 Receipt No. 5028383
 Processed by _____ AJ Date _____ WR _____ Date _____

STATE OF IDAHO
County of Caribou

148031

Date: May 26, 1994

Time: 3:25 P.M.

Microfilm Records

WARRANTY DEED

Recorder: Edie Izatt

Deputy: Denise J. Kersley

Fee: 12.00 CT

FOR VALUE RECEIVED

ENCIL H. HINES and BETTY E. HINES, husband and wife, of Soda Springs, Idaho, DORSIE W. HINES and EDITH M. HINES, husband and wife, of Soda Springs, Idaho, BONNA E. MINTON and HARRY MINTON, husband and wife, of Lilliwaup, Washington, ANNA E. HAMBLIN and DEWAYNE HAMBLIN, husband and wife, of Soda Springs, Idaho, AND VEDA V. SHUFELDT, a widow, of Rupert, Idaho, Grantors,

do hereby grant, bargain, sell and convey unto

JAMES E. GRADY, a widower, whose address is
Soda Springs, Caribou County, Idaho, Grantee

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

SEE EXHIBIT "A" ATTACHED HERETO

Together with water and mineral rights, if any, which Grantors
do not warrant or guarantee.

SUBJECT to all easements and rights of way of record.

RESERVING to Grantors, their heirs, successors and assigns,
an easement and right of way over and across an existing 12
foot wide private road, as presently located, which runs in
an easterly direction from Wood Canyon Road through the
property described in Exhibit "A" attached hereto, for the
right of ingress and egress from said private road to and
from property retained and owned by the Grantors located in
Sections 9 and 10, Township 9 South, Range 42 East, B.M.,
Caribou County, Idaho.

TO HAVE AND TO HOLD the said premises, with their
appurtenances unto the said Grantee, his heirs and assigns forever.
And the said Grantors do hereby covenant to and with the said
Grantee that they are the owners in fee simple of said premises;
that they are free from all encumbrances, and that they will
warrant and defend the same from all lawful claims whatsoever.

DATED: May 13 day of May, 1994.

Encil H. Hines
ENCIL H. HINES
Betty E. Hines
BETTY E. HINES

148031

DORSIE W. HINES

EDITH M. HINES

DONNA E. MINTON

HARRY MINTON

ANNA E. HAMBLIN

DEWAYNE HAMBLIN

VEDA V. SHUFELDT

[illegible]

On this 13 day of May, 1994, before me the undersigned Notary Public personally appeared DORSIE W. HINES, EDITH M. HINES, ENCIL H. HINES, DEWAYNE HAMBLIN, ANNA E. HAMBLIN, and VEDA V. SHUFELDT, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

NOTARY PUBLIC FOR IDAHO
Residing at Soda Spring
Comm. Expires: 9/5/9



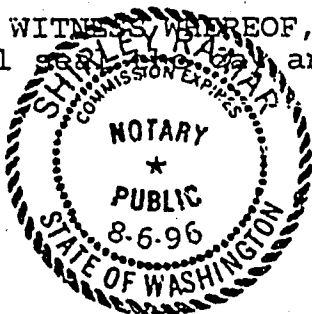
148031

STATE OF WASHINGTON)
 Mason : ss
County of Franklin)

On this 17 day of May, 1994, before me the undersigned Notary Public personally appeared DONNA E. MINTON and HARRY MINTON, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)



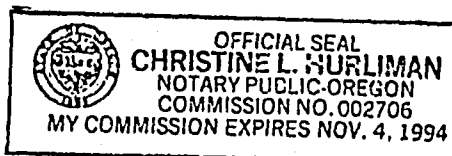
Shirley Danner
NOTARY PUBLIC FOR WASHINGTON
Residing at *Pasco Woodsport*
Comm. Expires: *Aug 6, 1996*

STATE OF OREGON)
 : ss
County of Lincoln)

On this 20th day of May, 1994, before me the undersigned Notary Public personally appeared BETTY E. HINES, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)



Christine L. Hurliman
NOTARY PUBLIC FOR OREGON
Residing at *Otis*
Comm. Expires: *11/4/94*

148031

EXHIBIT "A"

Township 9 South, Range 42 East of the Boise Meridian:

Section 9: Beginning at a point on the Easterly right of way line of a County Road, said point being 755.4 feet South of the Northeast corner of the SEXNEX of Section 9, and running thence South along the East section line 568.1 feet; thence South 89°13' West along the latitudinal center line 256.1 feet to the Easterly right of way line of said County Road; thence North 24°08' East along said easterly right of way line 626.3 feet, to the point of beginning. ALSO, All that portion of the NEXSEX lying South and East of said County Road. ALSO, -The East 330 feet of the SEXSEX. EXCEPT THEREFROM, the following described tract: Beginning at a point on the East line of said Section 9, which point is 50 feet North along said line from the South 1/16th corner on the East line of said Section 9, and running thence West 301.7 feet; thence South 1°47' West 263.73 feet; thence East 310.37 feet; thence North 0°06' West 263.6 feet, to the point of beginning.

Section 10: SWXNEX, SXNW, SX EXCEPT THEREFROM, Beginning at the Northwest corner of the SWXNW of said Section 10, and running thence South on the West line of said Section 10, 626.6 feet to the Westerly right of way line of a County Road; thence North 24°38' East along said right of way line 693.3 feet to the North 1/16th line of said Section 10; thence South 89°13' West 290.5 feet, more or less, to the point of beginning. ALSO, EXCEPT THEREFROM, Beginning at a point 50 feet North 200 feet East of the South one-sixteenth corner on the West line of said Section 10, and running thence East 800 feet; thence South 403 feet; thence West 800 feet; thence North 403 feet, to the point of beginning.

Section 15: NX.

EXCEPT THEREFROM, any portion lying within the right of way of a County Road.

Microsoft TerraServer

Display Image

USGS Aerial Photograph

6 km E of Soda Springs, Idaho, United States 29 Jul 1992



0 1 2 3 4 5 Km

0 1 2 3 4 5 Mi

Image courtesy of the US Geological Survey.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 9, 2003

JAMES E GRADY
BONNIE L GRADY
96 SO MAIN
SODA SPRINGS ID 83276

RE: Change of Ownership for Water Right 11-4085

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure