

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: A25-07597

Date Received: 7/6/1995 7/21/95

Receipt No: STARS TRANSFER

Received By: ES 8/22/95

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: IDAHO WATER RESOURCE BOARD
STATEHOUSE
BOISE ID 83720

2. Date of Priority: JUN 24, 1991

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Instream Flow					
01N	40E	33	SE	NW	BONNEVILLE
Ending Point of Instream Flow					
02N	40E	27	NW	SE	BONNEVILLE

5. Description of diverting works:
INSTREAM FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MINIMUM INSTREAM FLOW	12/01	03/31	22.000		
MINIMUM INSTREAM FLOW	04/01	05/31	50.000		
MINIMUM INSTREAM FLOW	06/01	07/15	50.000		
MINIMUM INSTREAM FLOW	07/16	09/30	22.000		
MINIMUM INSTREAM FLOW	10/01	11/30	36.000		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

A2507597

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9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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11. Place of use in counties:

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this permit shall recognize and allow the continued beneficial diversion of water for irrigation or other purposes under any prior existing water right established by diversion and application to beneficial use or by an application, permit, or license on file or issued by the Director under the provisions of Chapter 2, Title 42, Idaho Code, with a priority of water right date earlier than June 24, 1991, for Application No. 25-07597.

Upon a future finding and order of the Director that gauging stations are required to maintain the approved minimum flows on Willow Creek, such measuring devices shall be permanently installed and maintained as specified by the Director.

The Director retains jurisdiction, as described below, to review and amend any and all parameters of this permit and subsequent license. The Board, upon receiving a request, or upon its own initiative, may petition the Director for an amendment to the permit or license. The petition must set forth any significant change in circumstances and evidence of the public interest supporting the proposed amendment. The Director will notify the general public and specific persons or known interested parties of the proposed change, and conduct a hearing for the purpose of determining whether the permit or subsequent license should be amended in the public interest. The burden of proof at the hearing shall be upon the persons or parties seeking the amendment to establish that the amendment of the permit or license would be in the public interest.

During the duration of the permit, the upper flows shall be measured and the relationship between the measured flows and the Tex Creek gauge flows developed. Failure to measure the upstream flows and relate the measurements to the Tex Creek gauge data will result in a single point minimum flow located at the Tex Creek gauge. If a point minimum streamflow is established, Willow Creek upstream of Tex Creek will only be protected to the extent necessary to maintain the minimum flow at the Tex Creek gauge.

The minimum instream flow use is for the preservation of fish.

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14. Remarks: Continued
and wildlife habitat, and to maintain streambank integrity.

15. Basis of Claim: PERMIT

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 Organizations:

I do solemnly swear or affirm that I am _____ Chairman _____ of _____ Title _____

Idaho Water Resource Board _____, that I have signed the foregoing Organization _____

document in the space below as _____ Chairman _____ of _____ Title _____

Idaho Water Resource Board _____ and that the statements contained in the Organization _____

foregoing document are true and correct.

Clarence Parr
Signature of Authorized Agent

Chairman, Idaho Water Resource Board
Title and Organization

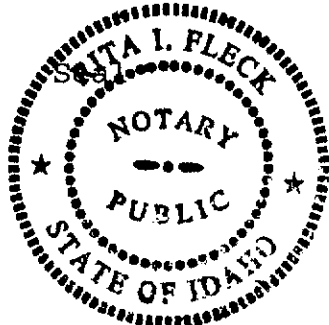
July 21, 1995

Date

State of Idaho)
County of Ada) SS.
)

Subscribed and sworn (or affirmed) before me this 21st day
of July 19 95

Rita I. Fleck
Notary Public



Residing at Boise, Idaho

My Commission Expires 1/26/2000

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Date: 07/06/95