

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: A47-14320
Date Received: 1/16/1989
Receipt No: S005870
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SWAN LAND & LIVESTOCK COMPANY 208-857-2235
Address: HOUSE CREEK RANCH
ROGERSON, ID 83302
2. Date of Priority: MAY 01, 1889
3. Source: HOUSE CREEK Trib. to: CEDAR CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Minimum Instream Flow					
16S	13E	7	SW SW NW		TWIN FALLS
Ending Point of Minimum Instream Flow					
15S	12E	1	NE NW NE		TWIN FALLS
5. Description of diverting works:
STOCK DRINK FROM STREAM
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.460		
7. Total Quantity Appropriated is:
0.460 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/ 2000 RANGE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres		
15S	12E	1	NW		NE		STOCK			
			SW		NE		STOCK			
			SE		NW		STOCK			
			NE		SW		STOCK			
			NW		SW		STOCK			
		12	SW		SW		STOCK			
			NW		NW		STOCK			
			SW		NW		STOCK			
			NE		SW		STOCK			
			NW		SW		STOCK			
		13	SW		SE		STOCK			
			SE		SE		STOCK			
			NE		NE		STOCK			
			13E	18	NW		NW		STOCK	
					SW		NW		STOCK	
		SE				NW		STOCK		
		NE				SW		STOCK		
		SE				SW		STOCK		
		19		NW		NE		STOCK		
				SW		NE		STOCK		
				NE		NW		STOCK		
				NW		SE		STOCK		
				SW		SE		STOCK		
		30		NE		NE		STOCK		
				NW		NE		STOCK		
				SW		NE		STOCK		
				SE		NE		STOCK		
				NE		SE		STOCK		
		31		SE		SE		STOCK		
				NE		NE		STOCK		
				SE		NE		STOCK		
NE				SE		STOCK				
SW				SE		STOCK				
16S	13E	6	SE		SE		STOCK			
			NW		NE		STOCK			
			SW		NE		STOCK			
			NE		SW		STOCK			
			NW		SW		STOCK			
7		SW		SW		STOCK				
		NW		SE		STOCK				
		NW		NW		STOCK				

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____ of
_____, that I have signed the foregoing
_____,
Organization document in the space below as _____ of
_____,
Organization Title and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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 A47-14320
Date Received 1/11/89 ADM
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Swanland + Livestock Co. Phone (208) 857-2235

Mailing Address House Creek Ranch, Rogerson, Idaho Zip 83302

2. Date of Priority (Only one (1) per claim) MAY 1, 1889

3. Source of water supply (a) House Creek
which is tributary to (b) Cedar Creek - Salmon Falls Creek

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 16 S Range 13 E Section 7, SW 1/4 of SW 1/4 of NW 1/4,

Govt. Lot _____ B.M., County of Twin Falls

ending point is: Township 15 S Range 12 E Section 1, NE 1/4 of NW 1/4 of

NE 1/4, Govt. Lot _____ B.M., County of Twin Falls

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Stock drink from stream

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MAR 15 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For stock water purposes from 1/1 to 12/31 amount .46 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .46 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is NA acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) stock water 2000 head cows

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16S	13E	7						S	S										
		6		S	S						S	S	S			S			
15S	13E	31	S			S									S		S	S	
		30	S	S	S	S									S			S	
		19		S	S		S									S	S		
		18						S	S	S	S			S					
15S	12E	13	S																
		12						S	S		S	S					S	S	
		1		S	S						S	S							
Total number of acres irrigated																			

11. In which county (ies) are lands listed above as place of use located? Twin Falls

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ()

14. Remarks:

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MAR 15 1993

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The lines extend to the edges of the square, creating a grid of smaller squares within each cell. The overall pattern is a larger grid of these crosshair cells.

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MAR 15 1993
State Yellow-Clay

MAR 15 1993
Copies: White-State, Yellow-Claimant

Last Name _____ Ident No. _____

Ident No. _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PRESIDENT Title

of SWAN LAND + LIVESTOCK CO. Organization, that I have signed the foregoing

document in the space below as PRESIDENT Title of SWAN LAND + LIVESTOCK CO. Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent George H. D. Sullivan

Title and Organization PRES. SWAN LAND + LIVESTOCK CO. Date 1/11/89

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 11 day of January 1989

SEAL

Notary Public Kathleen D. Jones

Residing at Int. Falls, Idaho

My Commission Expires 6-18-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
MAR 15 1993

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-11491 &

A47-14320 & A47-14328

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

March 13, 1995 2:16pm

NAME:
GEORGE SWAN

CAMEIN

RE:
PROOF

HE ASKED ABOUT STOCK USE CLAIM A47-14320 FOR PROOF... TURNS OUT TO BE AN INSTREAM RIGHT WHICH IS NOT REQUIRED TO OFFER PROOF OF PRIORITY. FOUND THE SAME TO BE TRUE WITH THE CLAIM A47-14328, OR IT IS A SMALL D/S USE BELOW 13,000 GPD.

THE CLAIM A47-11491 IS FOR HIGH WATER AND CLAIMS A PRIORITY DATE AFTER THE DECREE DATE OF THE SAME SOURCES. LETTERS COPIED FROM HIS FILE INDICATE THE RIGHT WAS DEVELOPED IN 1915 AS CLAIMED. ACTUAL PROOF MAY HAVE BEEN DESTROYED... LETTERS REFER TO THEM AS THE SOURCE OF THE INFO IN THE LETTERS. FURTHER RESEARCH NEEDED ON THE FILING MADE W/ THE DEPT. IN 1915 FOR THIS RIGHT.



DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

GOVERNOR PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-14320
SWAN LAND & LIVESTOCK COMPANY
HOUSE CREEK RANCH
ROGERSON ID 83302

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label 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 &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not 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.

Please find enclosed 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.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court 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 must be in the form of a

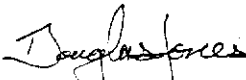
January 10, 1995
page 2

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DEC 1 1996

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R47-14320

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SWAN LAND & LIVESTOCK COMPANY

1 - HOUSE CREEK RANCH
2 - 364-B THREE CREEK RD
3 -
City- ROGERSON
Phone - 208-857-2235

State- ID Zip- 83302

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1889 ERROR IN REGION J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
HOUSE CREEK CEDAR CREEK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
16S 13E 7 SW SW NW B (83) TWIN FALLS
15S 12E 1 NE NW NE E (83) TWIN FALLS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.460

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.460 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
15S 12E 1 NW NE 04 STOCKWATER (83) TWIN FALLS
15S 12E 1 SW NE 04 STOCKWATER (83) TWIN FALLS
15S 12E 1 SE NW 04 STOCKWATER (83) TWIN FALLS
15S 12E 1 NE SW 04 STOCKWATER (83) TWIN FALLS
15S 12E 1 NW SW 04 STOCKWATER (83) TWIN FALLS
15S 12E 1 SW SW 04 STOCKWATER (83) TWIN FALLS
15S 12E 12 NW NW 04 STOCKWATER (83) TWIN FALLS
15S 12E 12 SW NW 04 STOCKWATER (83) TWIN FALLS
15S 12E 12 NE SW 04 STOCKWATER (83) TWIN FALLS
15S 12E 12 NW SW 04 STOCKWATER (83) TWIN FALLS
15S 12E 12 SW SE 04 STOCKWATER (83) TWIN FALLS
15S 12E 12 SE SE 04 STOCKWATER (83) TWIN FALLS
15S 12E 13 NE NE 04 STOCKWATER (83) TWIN FALLS
15S 13E 18 NW NW 04 STOCKWATER (83) TWIN FALLS
15S 13E 18 SW NW 04 STOCKWATER (83) TWIN FALLS
15S 13E 18 SE NW 04 STOCKWATER (83) TWIN FALLS
15S 13E 18 NE SW 04 STOCKWATER (83) TWIN FALLS
15S 13E 18 SE SW 04 STOCKWATER (83) TWIN FALLS
15S 13E 19 NW NE 04 STOCKWATER (83) TWIN FALLS
15S 13E 19 SW NE 04 STOCKWATER (83) TWIN FALLS
15S 13E 19 NE NW 04 STOCKWATER (83) TWIN FALLS
15S 13E 19 NW SE 04 STOCKWATER (83) TWIN FALLS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R47-14320

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
15S	13E	19	SW SE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	30	NE NE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	30	NW NE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	30	SW NE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	30	SE NE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	30	NE SE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	30	SE SE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	31	NE NE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	31	SE NE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	31	NE SE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	31	SW SE			04	STOCKWATER	(83) TWIN FALLS
15S	13E	31	SE SE			04	STOCKWATER	(83) TWIN FALLS
16S	13E	6	NW NE			04	STOCKWATER	(83) TWIN FALLS
16S	13E	6	SW NE			04	STOCKWATER	(83) TWIN FALLS
16S	13E	6	NE SW			04	STOCKWATER	(83) TWIN FALLS
16S	13E	6	NW SW			04	STOCKWATER	(83) TWIN FALLS
16S	13E	6	SW SW			04	STOCKWATER	(83) TWIN FALLS
16S	13E	6	NW SE			04	STOCKWATER	(83) TWIN FALLS
16S	13E	7	NW NW			04	STOCKWATER	(83) TWIN FALLS
16S	13E	7	SW NW			04	STOCKWATER	(83) TWIN FALLS

Total Acres:

+ - - Diversion Means - STOCK DRINK FROM STREAM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +

EXP STOCKWATER 2000 RANGE CATTLE
PARCEL NOS. RP 15S12E010000, RP 15S12E016000, RP 15S12E120000,
RP 15S12E130000, RP 15S13E180000, RP 15S13E190600,
RP 15S13E300000, RP 15S13E310000, RP 16S13E060000,
RP 16S13E070000

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

Prefix Translation: RESEARCH

01/27/98 SEGBERT

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 01/27/1998	Old Judicial District	-
Claim Received Date	- 01/11/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S005870	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-20-1997

PAGE: A-117

RIGHT NUMBER: 47-14320

NAME & ADDRESS: SWAN LAND & LIVESTOCK COMPANY
HOUSE CREEK RANCH
ROGERSON ID 83302

← 364-B Three Creek Rd

SOURCE: HOUSE CREEK

TRIBUTARY: CEDAR CREEK

QUANTITY: 0.46 CFS

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION: T16S R13E S07
T15S R12E S01SWSWNW (INSTREAM BEGINNING POINT) Within TWIN FALLS County
NENWNE (INSTREAM ENDING POINT)

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
STOCKWATER S/ 2000 RANGE

PERIOD OF USE

01-01 12-31

QUANTITY

0.46 CFS

PLACE OF USE:

STOCKWATER

Within TWIN FALLS County

T15S R12E S01

NWNE ✓

SWNE ✓

SENE ✓

NESW ✓

NWSW ✓

SWSW ✓

NESW ✓

NWSW ✓

S12

NWNW ✓

SNNW ✓

NESW ✓

NWSW ✓

SWSE ✓

SESE ✓

S13

NENE ✓

SNNW ✓

SENE ✓

NESW ✓

R13E S18

NWNW ✓

SNNW ✓

SENE ✓

NESW ✓

SESE ✓

S19

NWNE ✓

SWNE ✓

NENW ✓

NWSE ✓

SWSE ✓

S30

NENE ✓

NWNE ✓

SWNE ✓

SENE ✓

NESE ✓

SESE ✓

S31

NENE ✓

SENE ✓

NESE ✓

SWSE ✓

SESE ✓

T16S R13E S06

NWNE ✓

SWNE ✓

NESW ✓

NWSW ✓

SWSW ✓

NWSE ✓

S07

NWNW ✓

SNNW ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 15S12E010000
 15S12E016000
 15S12E120000
 15S12E130000
 15S13E180000
 15S13E190600
 15S13E300000
 15S13E310000
 16S13E060000
 16S13E070000

Verified by D. Smith Date: 9-9-97Verification Source: Alpha Index