

12/14/2006

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

RIGHT NUMBER: 47-4374

NAME AND ADDRESS: POINT RANCH INC
1138-B HWY 93
ROGERSON ID 83302

SOURCE: BIG SPRINGS

TRIBUTARY: SINKS

QUANTITY: 3.050 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/15/1885

POINT OF DIVERSION:

T14S R15E S36 NENSW Within TWIN FALLS County

T15S R15E S2 SWSWNE Within TWIN FALLS County

T15S R15E S12 NESWNE Within TWIN FALLS County

T15S R15E S12 NWSENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.190 CFS
IRRIGATION	04/01 10/31	2.800 CFS
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: IRRIGATION in TWIN FALLS County

T14S R15E S35	NESW	28.00	T14S R15E S35	SWSW	11.00
T14S R15E S35	SESW	37.00	T14S R15E S35	NWSE	34.00
T14S R15E S35	SWSE	30.00			

STOCKWATER same as IRRIGATION
DOMESTIC same as IRRIGATION

140 ACRES TOTAL

This right is limited to the irrigation of 115 acres within the place of use described above in a single irrigation season.

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.

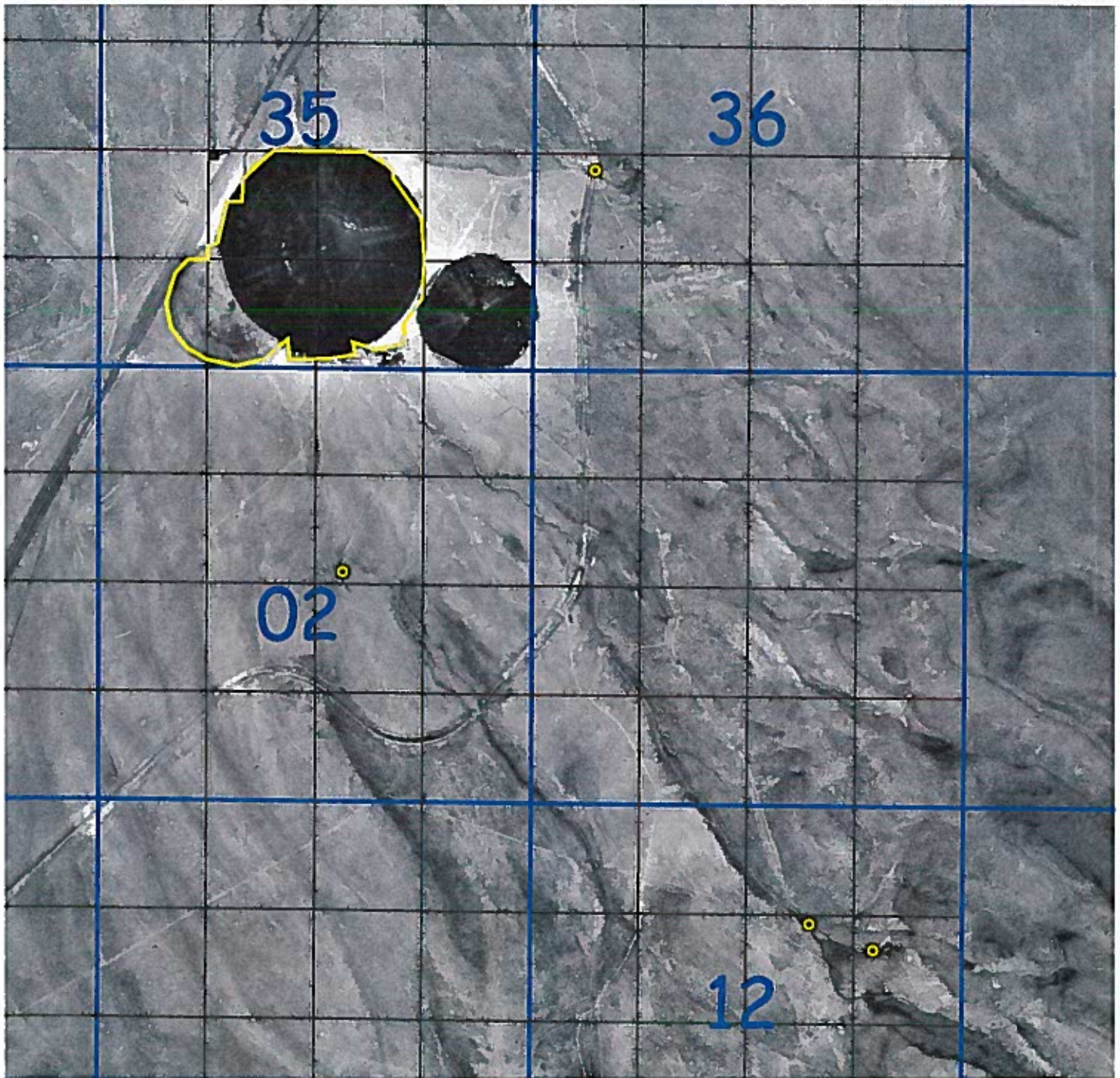
The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Posted Notice
Stockwater use is for 800 range cattle.

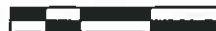
Idaho Department of Water Resources

Right(s): 47-4374

Recommended Place of Use
TWP 14S RNG 15E S35
Prepared December 8, 2006



660 0 660 1320 Feet



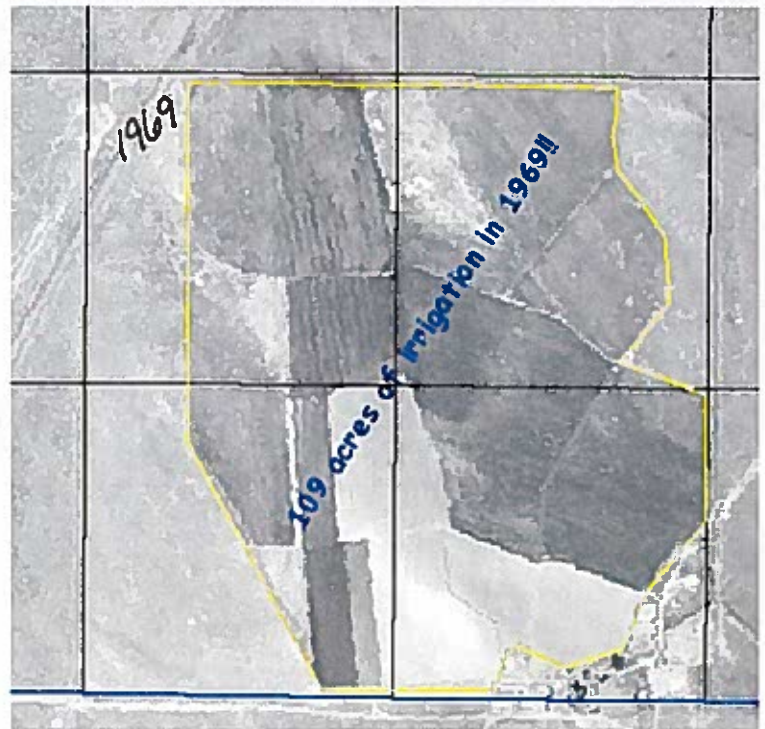
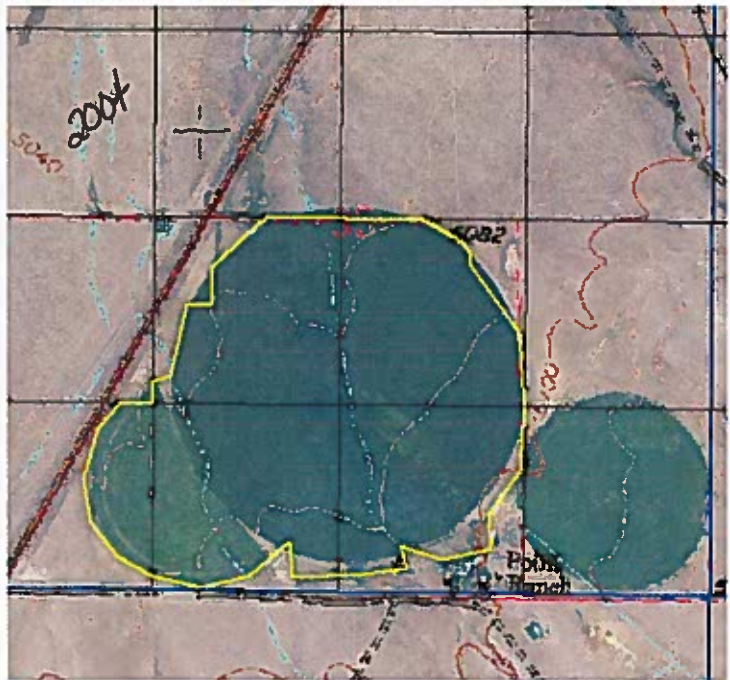
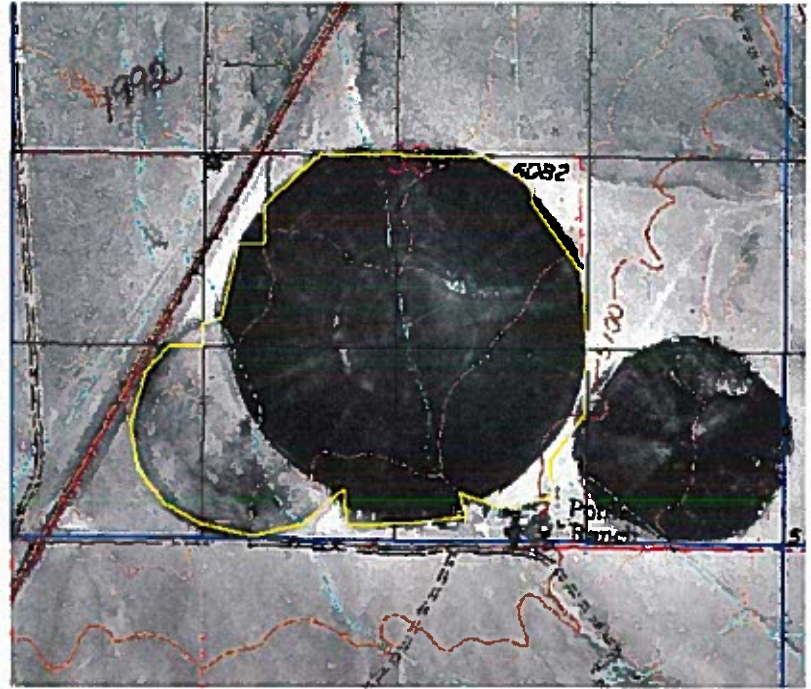
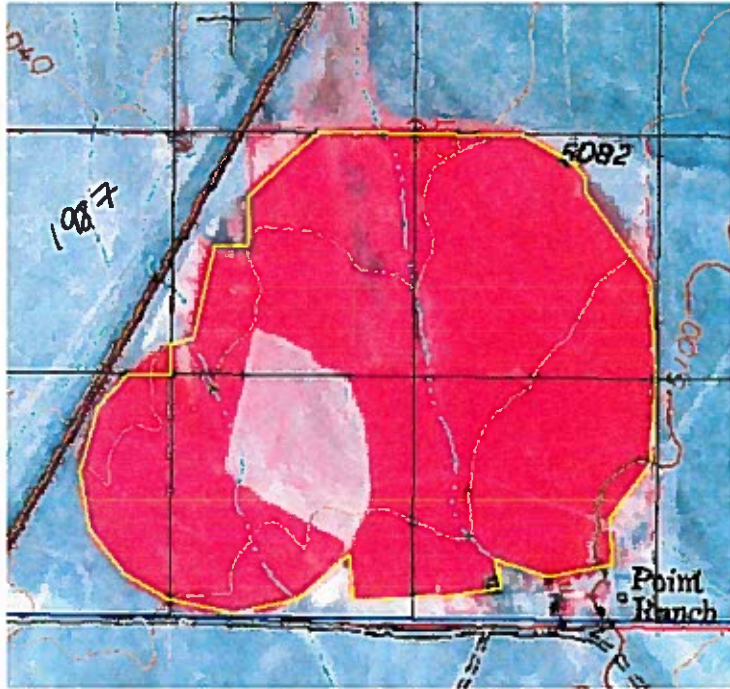
- Recommended Place of Use
- Recommended Point of Diversion
- PLSS Section Lines
- Quarter Section Lines



GIS Place of Use Presentation
1992 Aerial Photography

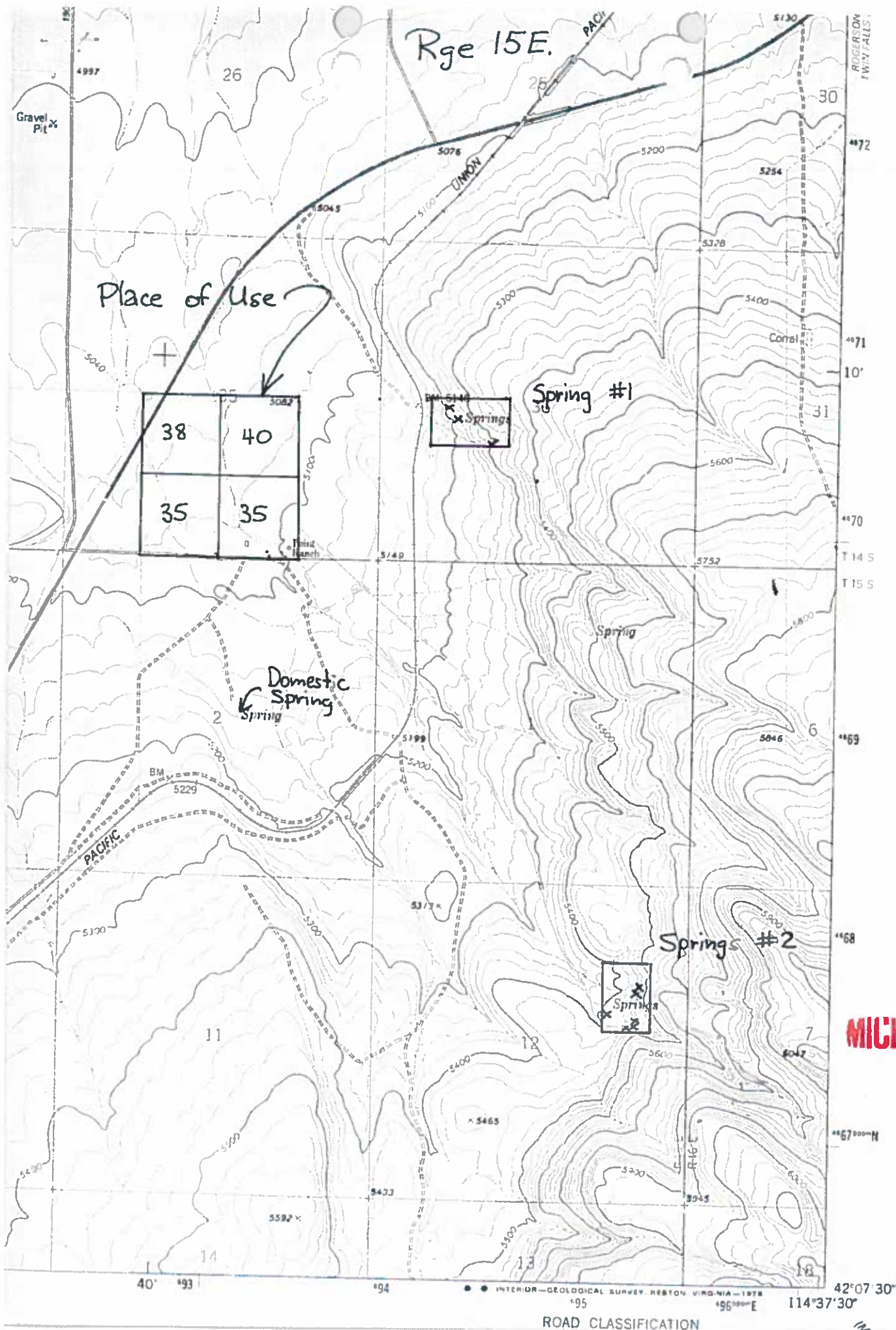
Prepared by Amanda Kriwox

47-4374: Point Ranch inc.



- * **Priority Date:** submitted a posted notice dated May 15, 1885...will recognize **1885** rather than 1880.
- * **4 Claimed PODs**...but submitted flow measurements appear to only be for 2 of them??? Not sure which, *probably for the 2 pods in 15S 15E S12...* "small" pipe = the 4" pipe and "large" pipe = the 10" pipe...so total CFS for the 2 pods in S12 would be @ 2.47 cfs max...domestic POD located in S2, will recommend the claimed domestic rate for that...for the pod in S36...10" pipe...no flow measurements???
- * POU...expanded POU from 109 acres in 1969 to 140 acres in 1987...consistent on claimed POU from 1987-2004.
- * CFS...OK on claimed rate for Stockwater and domestic...but overclaimed for irrigation...140 acres at 1 miner's inch per acre = **2.8 cfs**...will recommend 1"/acre rather than claimed rate...TOTAL diversion will be recommended as **3.05 cfs**.

* PODs recommended not at actual springs but where they appear to be captured & diverted for use.



12/9/10 John Coleman:

④ Point Reach

47-4374 140 ac Claimed

as of 1969 there was 109

Recommended 115 w/in 140 ac

since 140 ac were in '87

① → File Enlargement Claim of 35 42-1426

Flow Rate Claimed
3.5 cfs in 1954

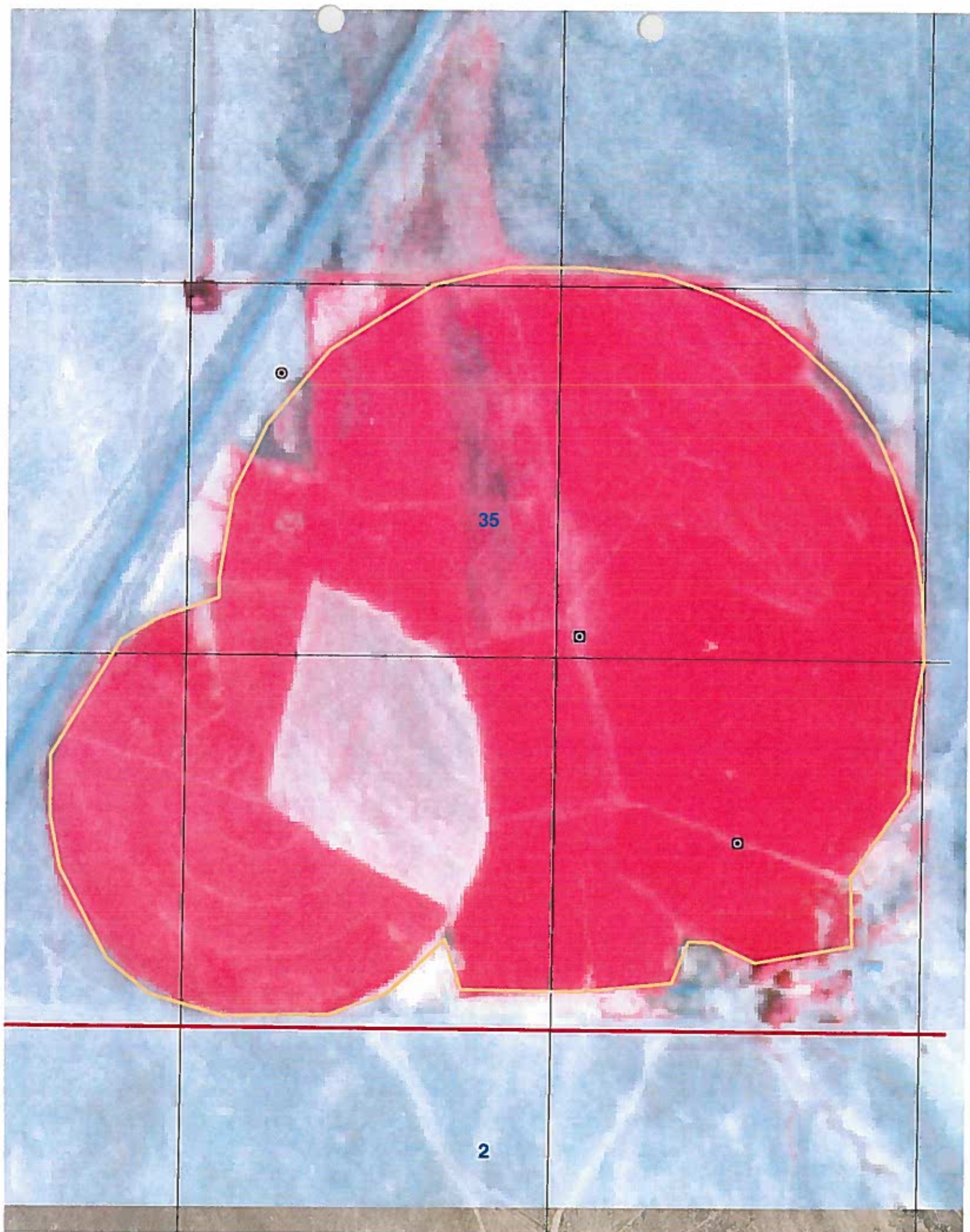
Recommended 1" ac on 140 for use on
(0.024 cfs/ac) 115 ac

Measured 0.334 + 1.81 = 2.144 cfs

$\frac{3.05}{145}$ 47-7970 1.99 179 ac

② File Transfer to make PPU so GW
can go on small pivot in SESE 35

③ Dolphy Callen 13640



COLEMAN, RITCHIE & ROBERTSON

Attorneys at Law
156 2nd Avenue West
P. O. Box 525
Twin Falls, Idaho 83303-0525

JOHN R. COLEMAN, CHTD.
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DAVID A. COLEMAN, CHTD.

TELEPHONE (208)734-1224

FAX (208)734-3983
E-MAIL: crr@micron.net

FAX COVER SHEET

TO: Douglas Jones P.E.

FAX NO. 208-736-3037

FROM: David Coleman

RE: Point Ranch Inc.

DATE: May 4, 2005

DOCUMENTS	NUMBER OF PAGE
letter from BLM	2

SPECIAL INSTRUCTIONS:

ORIGINAL ITEM(S) WILL:

- ☐ Follow by regular mail
☐ Follow by express mail
☒ Not be sent

* NOT COUNTING COVER SHEET. IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (208)734-1224.

COLEMAN, RITCHIE & ROBERTSON

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JOHN S. RITCHIE
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TELEPHONE (208)734-1224

FAX (208)734-3983
E-MAIL: cnrlaw@msn.com

May 4, 2005

Fax No. 208-736-3037

Douglas Jones, P.E.
Idaho Department of Water Resources
1341 Fillmore Street St: 200
Twin Falls ID 83301-3380

Dear Doug:

Enclosed, please find a copy of the letter I received from the Bureau of Land Management regarding the easement Point Ranch inc. has across BLM land for it's water diversion. I am providing this to you pursuant to our telephone conversation today.

If you have any questions please do not hesitate to contact me.

Sincerely,

DAVID A. COLEMAN

DAC/rh
Encl



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

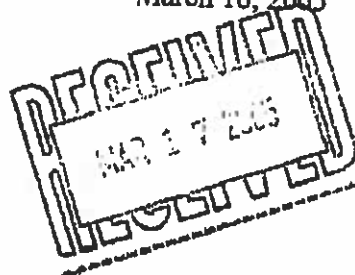
Burley Field Office
15 East 200 South
Burley, Idaho 83318
(208) 677-6641

<http://www.id.blm.gov/offices/burley>



March 16, 2005

In Reply Refer to:
2800 IDI-20883



David Coleman
P.O. Box 525
Twin Falls, ID 83303

Dear Mr. Coleman:

I am enclosing a copy of a letter that the BLM sent to Mrs. Sherry Callen Satterwhite on May 2, 1985. In that letter BLM acknowledged the existence of a ditch right-of-way pursuant to the Act of July 26, 1866 (43 U.S.C. 661). The letter does not describe the location of the ditch but it references a map which shows the ditch to be within the following legal description:

T. 14 S., R. 15 E., B.M., Twin Falls Co., ID
Section 35: E $\frac{1}{2}$ SE $\frac{1}{4}$

T. 15 S., R. 15 E.
Section 1: W $\frac{1}{2}$
2: NE $\frac{1}{4}$
12: NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

If you have any questions, please give me a call at 208-677-6678.

Sincerely,

Scott D. Barker
Realty Specialist

Enclosure

Y-20883

May 2, 1985

Point Ranch, Inc.
Sherry Callen Satterwhite
Rogerson, Idaho 83302

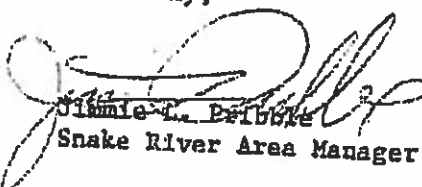
Dear Mrs. Satterwhite:

We have received your request for record notation of your ditch right-of-way authorized under the Act of July 26, 1866, (43 U.S.C. 661). The only requirement for having a right-of-way under this Act is the existence of a ditch and a vested water right dated prior to October 21, 1976. We have reviewed the information you provided and feel there is sufficient documentation to prove the location of the ditch. We will forward a location map to the State Office so that the ditch right-of-way can be noted to our master title plats.

Please be aware that your right-of-way established under the 1866 Act gives you authority to administer normal maintenance to the ditch with-out filing a right-of-way application with the BLM. If you decide that you need to realign the ditch, relocate the ditch or place additional improvements outside of the ditch bed, you must file a right-of-way application prior to construction.

A map is enclosed for your files showing the location of the ditch right-of-way which will be noted under the Act of 1866. Feel free to contact this office if you have any questions or additional needs.

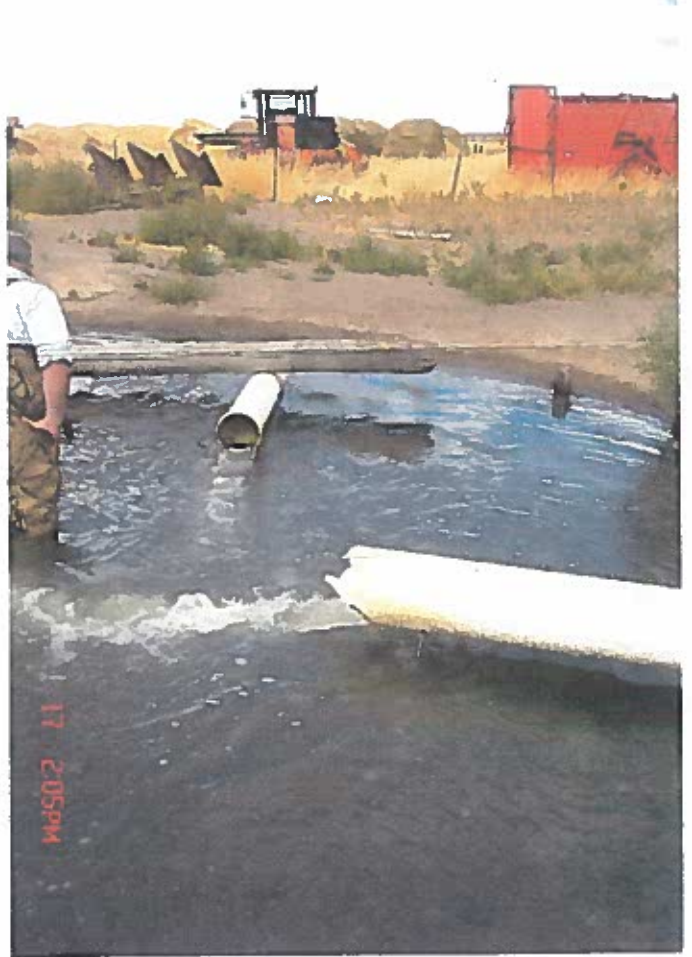
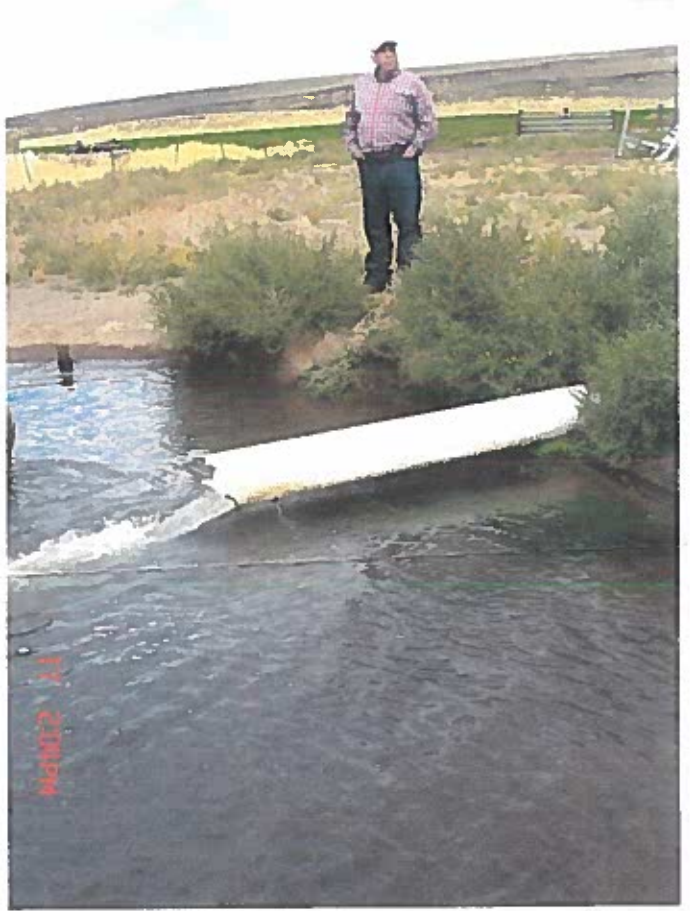
Sincerely,


Jimmie L. Pribyl
Snake River Area Manager

Enclosure

S.LABRECQUE:d1:5-2-85

S. Labrecque





Hi Lee

Here is the - Figures we came up with.

Small Pipe

$$150 \text{ gpm} = 0.334 \text{ cfs}$$

$$\text{Large Pipe } 812.4 \text{ gpm} = \underline{1.810 \text{ cfs}}$$

$$(\text{952.29 gpm}) \quad 2.144 \text{ cfs}$$

Any Questions Please call me.

Melvin Bishop

4475 W 900E

Bunk ID 83316

543-4636

539-4626

NOTICE

NOTICE is hereby given that the undersigned intend to divert from the west side Salmon River about one and one half miles from the mouth of said stream Ten thousand _____ water for agricultural and mining purposes, the said ditch to flow down the west bank of stream until it reaches Snake River Bottom thence along said bottom, thence along said bottom to Salmon Falls station.

✓ Dated July 12th 1885

S. Bowman

Filed for record July 12th 1885 at 10 o'clock P.M. Duly recorded same _____ in Book No 2 of Claims page 247 Records of Cassia County I.T.

M.T. Brown

Co Recorder.

NOTICE

TO ALL WHOM IT MAY CONCERN Notice is hereby given that I the undersigned do hereby claim two hundred inches (200 ins) of the waters of this South Fork of Whiskey Slough here on my desert claim for purposes of irrigating on the said claim. The said Desert Claim being more particularly described in my notice placed on the Spring Creek North of this and recorded on the County Recorders book at Albion Idaho. The water to be diverted at this point on said desert claim by means of a dam and ditch, the ditch to be two (2) feet in width one foot in depth and about one half mile in length to the eastern edge of the said desert claim- The pressure to be four inches.

✓ Whiskey Slough, Cassia Co. Idaho May 18th 1885

H.C. Knight

Locator

Filed for record this 29th day of May at the hour of 9 o'clock and 20 minutes A.M. at the request of Frank Riblett. Duly recorded August 10th 1885 in Book no 2 of Water Claims page 247

M.T. Brown, Co Recorder.

NOTICE

TO ALL WHOM IT MAY CONCERN Notice is hereby given that I the undersigned do hereby claim one hundred inches of the waters issuing from these springs under a four inch pressure for the purpose of irrigating on the following tracts of land described in accordance with the Perrin and Glover survey-viz; the W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, Township 14S R 15 East Boise Meridian. The said waters to be diverted by means of a dam and ditch at the point on the NW $\frac{1}{4}$ of Section 36 Tp.14 South of R 15 East The ditch to be about one half mile in length, two feet in width and one foot in depth.

✓ Located and claimed this

John Tinnin

15th day of May A.D. 1885.

Locator

Filed for record at the request of Frank Riblett at 9 o'clock and 45 minutes A.M. May 29 A. 1885. Duly recorded August 10 1885 in Book No 2 of Water Claims page 249.

M.T. Brown

Co Recorder.

Recd 2-2-05
via D. Coleman

Copy of
Cent. copy
from County

NOTICE

TO ALL WHOM IT MAY CONCERN Notice is hereby given that I the undersigned do hereby claim one hundred inches of the waters of this Myers Creek under a four inch pressure for the purposes of irrigation on the following tracks of land described according to the Parrin Glover survey, viz; $W\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ & the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of section 35, T 14 S. of R 15 East Boise Meridian. The said waters to be diverted by means of a dam and ditch at this point on the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 35 Township 14 South of Range 15 East Boise Meridian. The ditch is to be about 100 yards in length 2 feet in width and one foot in depth to the first place of use.

Located and claimed this

John Tinnin

15th day of May A.D. 1885.

Locator

Filed for record at the request of Frank Riblett this 29th day of May A.D. 1885 at the hour of 10 o'clock A.M. Duly recorded August 10th 1885 in Book No 2 of Water Claims page 250

M.T. Brown

Co Recorder.

NOTICE

TO ALL WHOM IT MAY CONCERN Notice is hereby given that I the undersigned do hereby claim two hundred inches (200 inches) of the waters of this Spring Creek under a four inch pressure for purposes of irrigation on my desert claim situate here and described as follows to-wit; Beginning at the South East corner North 40 chs; West 40 chs; South 40 chs and East 40 chains to the place of beginning containing 160 acres-the 39th mile post on the Idaho and Nevada Boundary bearing South 11 miles and 30 chs and West one mile and 15 chains from the said South East corner. The water to be diverted at this point situate on said desert claim and to be put to use immediately the ditch to be about one half mile in length to the eastern edge of the claim two feet in width and one foot in depth.

Whiskey Slough Cassia County

H.C. Knight

Idaho Territory May 18 1885

Locator

Filed for record at the request of Frank Riblett this May 29th 1885 at the hour of 9 o'clock and 50 minutes A.M. Duly recorded August 10th 1885 in Book No 2 of Water Claims page 251.

M.T. Brown Co Recorder.

NOTICE

TO ALL WHOM IT MAY CONCERN I the undersigned do hereby claim four hundred inches of the waters of this Cedar Creek under a four inch pressure for purposes of irrigation on my desert claim situate below; record of said claim also description can be found in the district Land Office at Boise City Idaho The said water to be diverted at this point about 13 miles North and about $5\frac{1}{2}$ miles west of the 39th mile post on the Idaho and Nevada Boundary by means of a dam and ditch and and to be carried about one mile in a north Easterly direction to the place of intended use- The ditch to be about four feet in width by one foot in depth. Cedar Creek Cassia Co I.T.

May 16 1885

John Tinnin

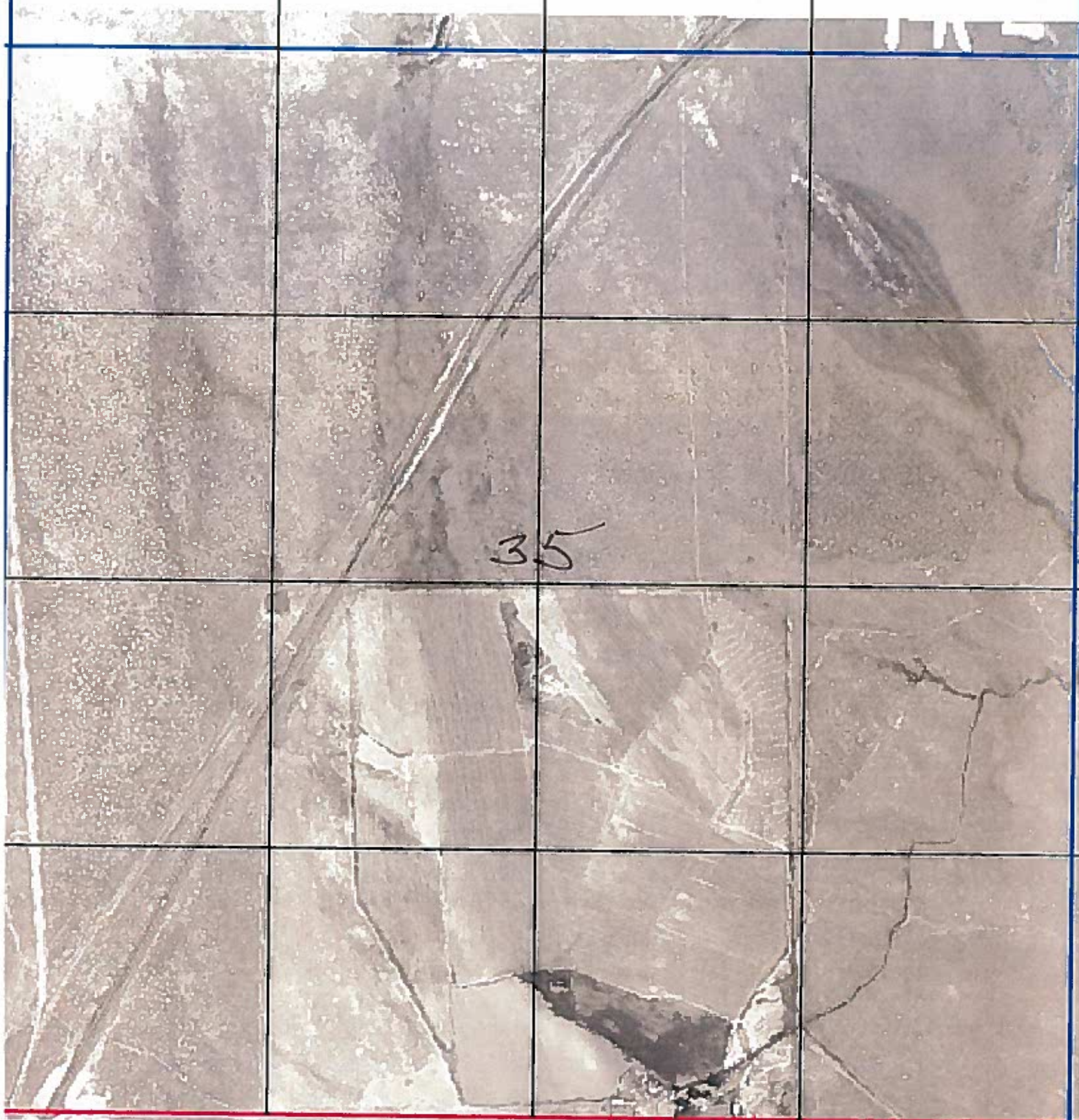
Locator

Filed for record by request of Frank Riblett this 29th day of May A.D. 1885 at 10 o'clock and 10 minutes A.M. Duly recorded August 11th 1885 in Book No 2 of Water Claims page 252.

M.T. Brown Co Recorder.

Rec'd 2-2-05
via D. Lokman

Copy of
Cert copy
from County



14S 15E 335

1964 image
47-4374

10-14-2004

POINT RANCH INC
PO BOX 106
ROGERSON ID 83302

RE: Review of SRBA Claim 47-4374

Dear Sirs:

In 1989 Point Ranch filed an adjudication claim for irrigation use from springs. I am in the process of reviewing the claim, the next phase of the adjudication process, so it can be recommended to the court for decree. I am seeking your assistance in this effort to verify the information in the claim in order to recommend an accurate representation of the right.

One water right element I need to clarify relates to the claimed priority date, 1/1/1880. In 1996 you submitted a patent document establishing ownership of the land as of 12/16/1895. In addition, Sherry Satterwhite, Secretary of Point Ranch Inc, submitted an affidavit indicating that there was a recording of water right dating from 1885. I am hoping you have a copy, or can obtain a copy, of that recording and can provide it to me. This information will help me a lot toward recommending a priority date as far back as possible.

Another element of the claim that needs to be reconciled is the number of irrigated acres. According to aerial photography dating from 1964 it appears that about 115 acres were irrigated on the ranch. This irrigation practice was consistent through 1976. By 1987 there was at least 140 acres irrigated. A separate enlargement claim can be filed to document this increase in irrigated acres.

Lastly, I will need to conduct a field exam to specifically locate the springs, diversion and conveyance works. Would Point Ranch have historical records of the amount of water flowing from the springs and being diverted that could be provided to me? This information would help me avoid a time consuming series of measurements.

I'm looking forward to working with you on your claim and any information you may be able to help me with. I'll contact you in the near future to arrange a look at the springs if I don't hear from you first. Please contact me if you have any questions about these matters.

Sincerely,

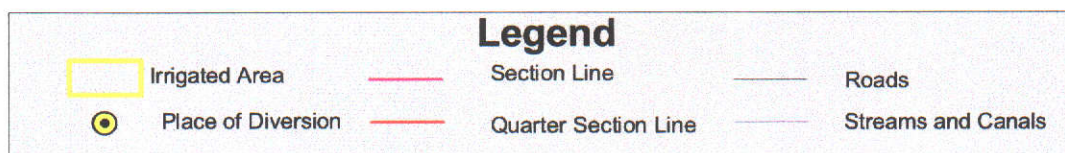
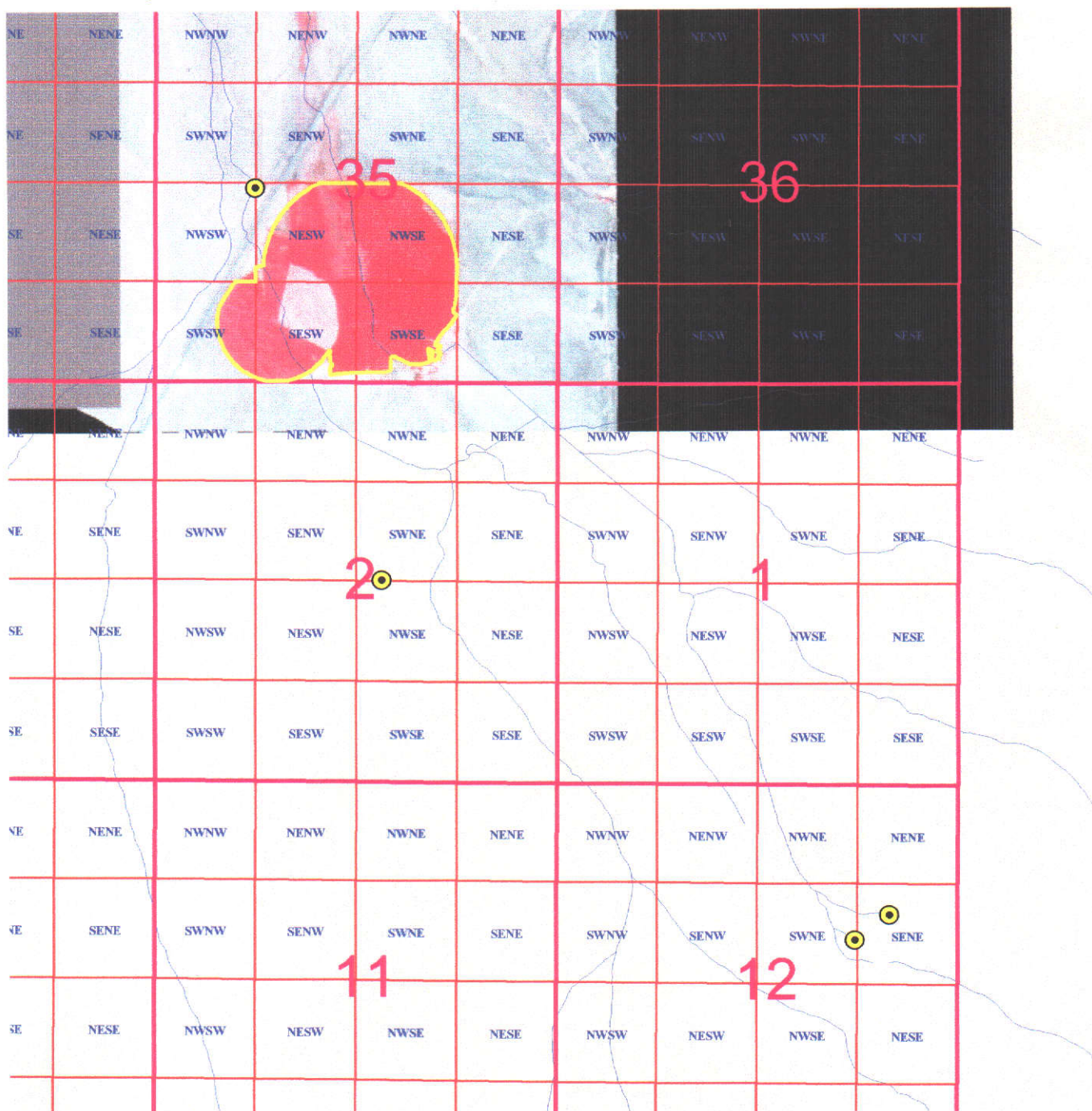


Douglas Jones, P. E.
Water Rights Supervisor
Southern Adjudication Unit

Water Right Claim Number 47-04374

Townships , 14S15E, 15S15E

03/21/2001

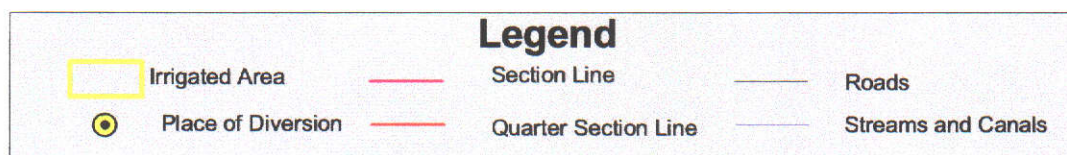
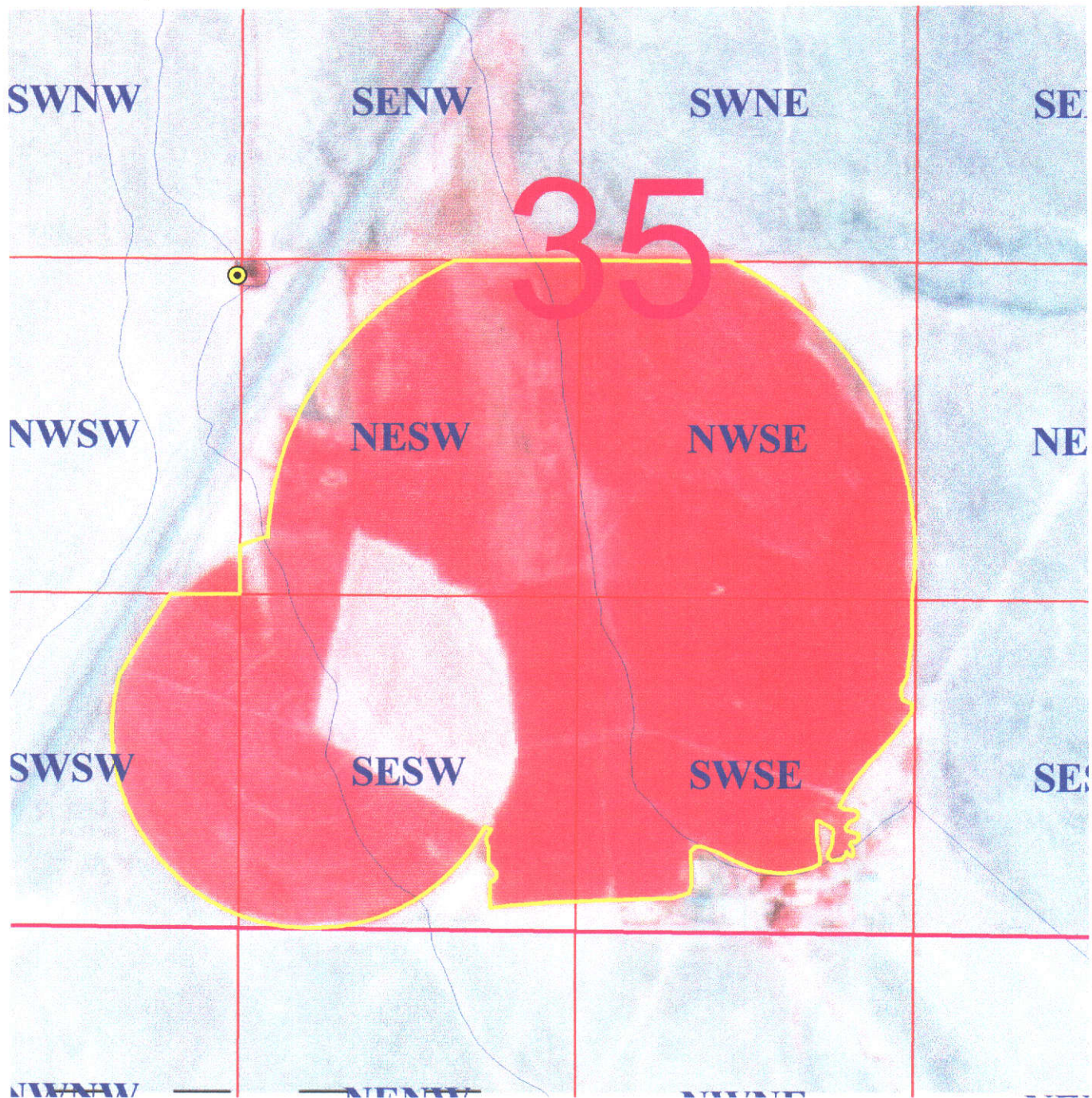


1200 0 1200 2400 Feet



Water Right Claim Number 47-04374
Townships , 14S15E, 15S15E

03/21/2001

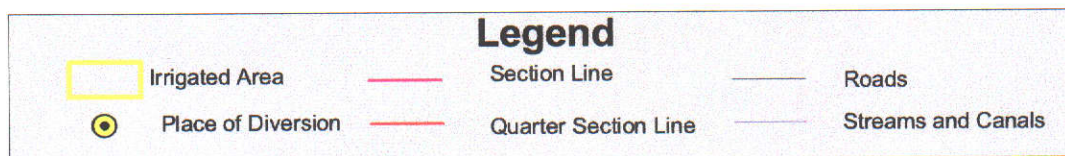
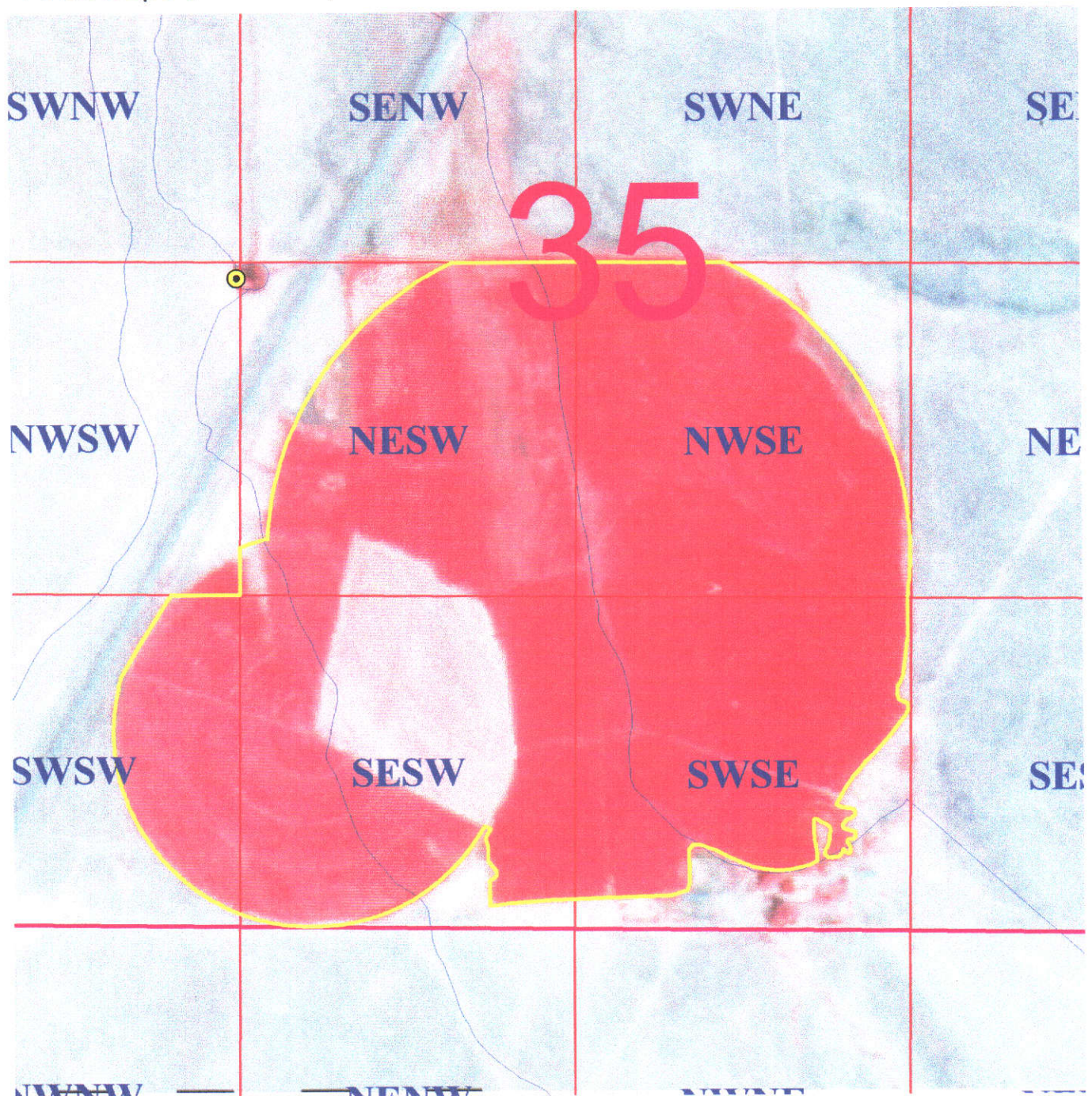


400 0 400 800 Feet



Water Right Claim Number 47-04374
Townships , 14S15E, 15S15E

03/21/2001

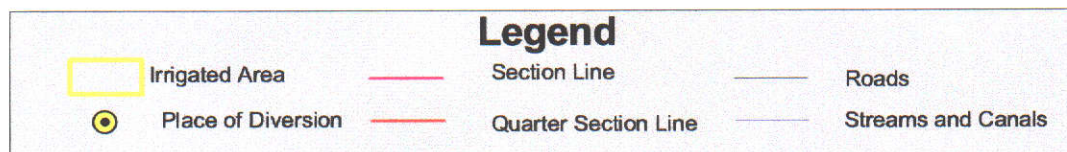
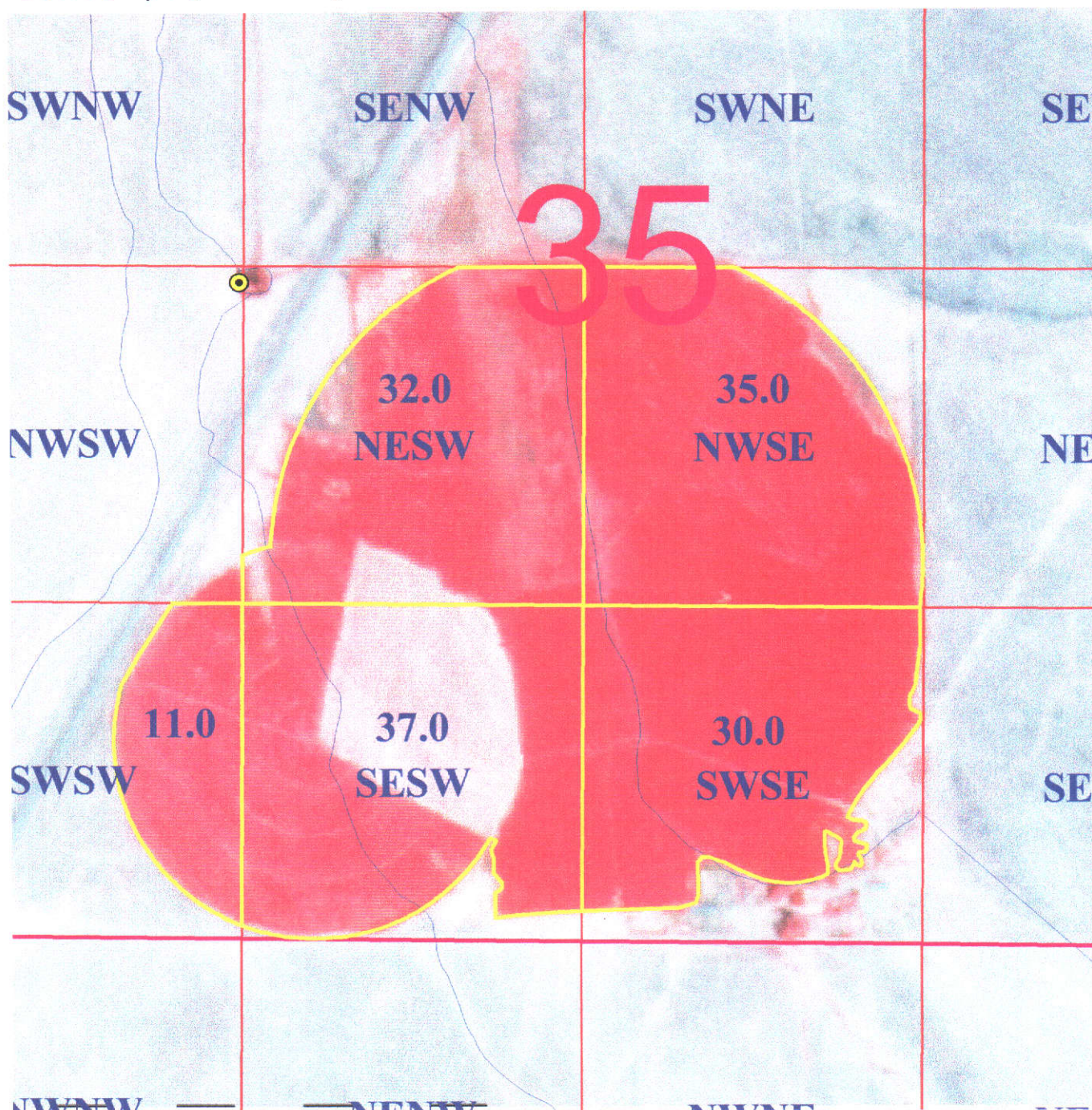


400 0 400 800 Feet

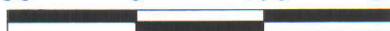
SPATIAL
DYNAMICS

Water Right Claim Number 47-04374
Townships , 14S15E, 15S15E

03/21/2001



400 0 400 800 Feet



 SPATIAL
DYNAMICS

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: A47-04374
Date Received: 1/27/1989
Receipt No: S006168
Received By: sc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: POINT RANCH, INC. 208-655-4322
Address: ROGERSON, ID 83302

2. Date of Priority: JAN 01, 1880

3. Source: BIG SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	15E	36	NE	NW	SW		TWIN FALLS
15S	15E	2	SW	SW	NE		TWIN FALLS
		12	NE	SW	NE		TWIN FALLS
			NW	SE	NE		TWIN FALLS

5. Description of diverting works:
COLLECTION BOX, PIPELINE, BOOSTER PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.500		
STOCKWATER	01/01	12/31	0.190		
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is 300.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE D/2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	15E	35	NE	SW		IRR	28.0
			SW	SW		IRR	13.0
			SE	SW		IRR	39.0
			NW	SE		IRR	30.0
			SW	SE		IRR	30.0

Section Acres 140.0

Total Acres 140.0

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:
IRRIGATION WELL FOR SUPPLEMENTAL USE.
DWR NOTE**TOTAL CFS ON LICENSE IS 3.56

15. Basis of Claim: STATUTORY CLAIM

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

Date Received

Receipt Number

A47-04374

5006168

SCC

RECEIVED

JAN 11 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Point Ranch, Inc. Phone (208) 655-4322
Mailing Address Rogerson, Idaho Zip 83302

2. Date of Priority (Only one (1) per claim) January 1, 1880

3. Source of water supply (a) Big Springs
which is tributary to (b) sinks

4. a. Location of existing point of diversion is: Township 14S Range 15E Section 36,
NE 1/4 of NW 1/4 of SW 1/4, Govt. Lot, E B.M., County of Twin Falls

Additional points of diversion if any: See attached schedule.

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

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

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

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

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. Point of diversion No. 1 cement
collection box and 10 inch underground pipeline. Point of diversion No. 2
cement collection box, 4 inch underground pipeline and 10 inch underground
pipeline. All to irrigation distribution system then to booster pump to
serve 2 center pivots and to stockwater troughs. Point of diversion No. 3
domestic water system, cement collection box and 1½ inch pipeline to 2 houses.

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MAR 11 1993

Additional points of diversion:

4a. Township 15 South, Range 15 East

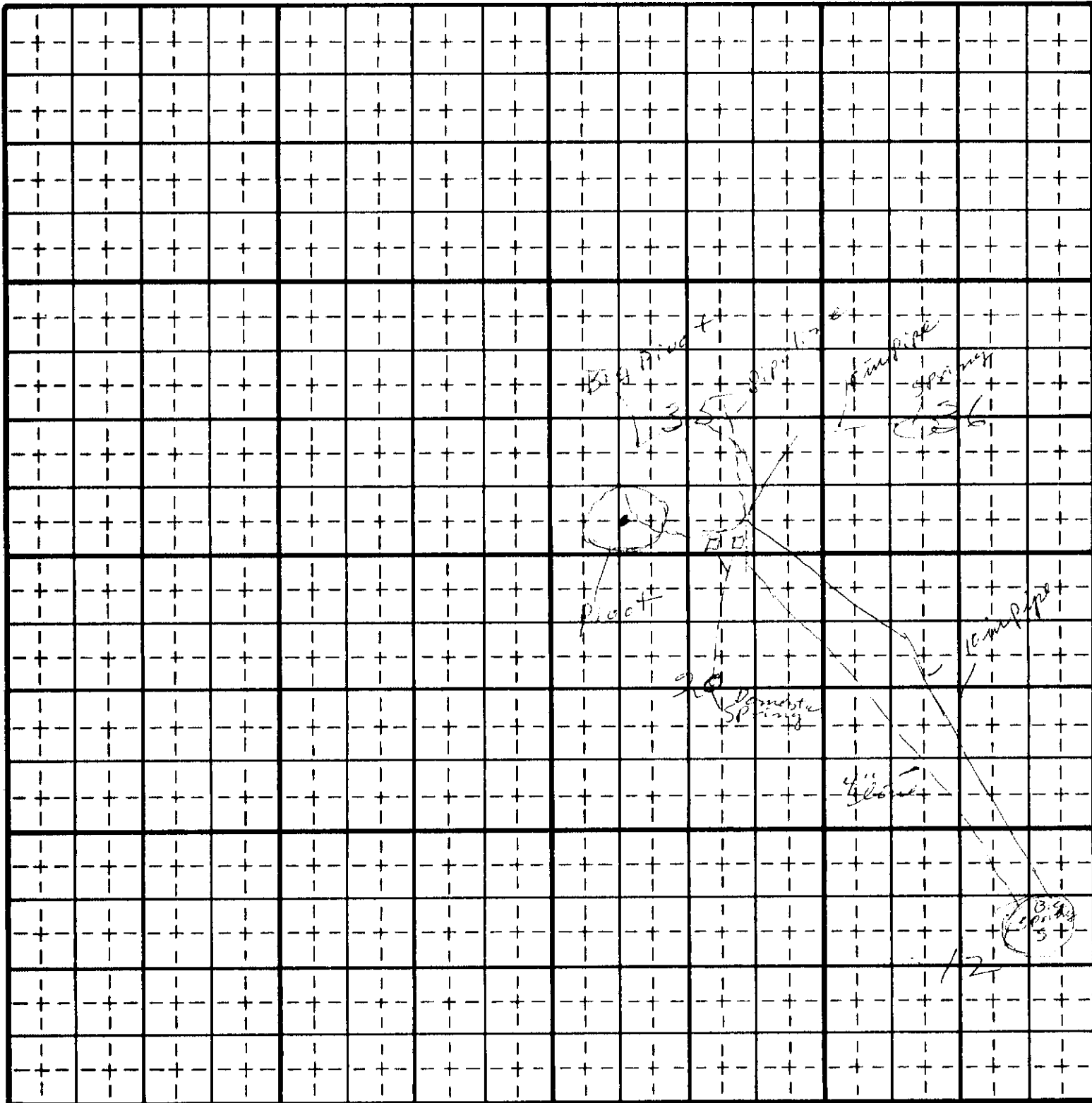
2. Section 12, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$
NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$

3. Section 2, SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T 15 E 3 M



MICROFILMED
MAR 11 1993

Last Name Point Ranch, Inc. Ident No. _____

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 3.5 or _____

For Stockwater purposes from 1-1 to 12-31 amount .19 or _____

For Domestic purposes from 1-1 to 12-31 amount .06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.75 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 300 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater for 800 head of beef cattle - domestic water 2 households.

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	
14S	15E	35									28		13	39		30	30		140
14S	15E	35			S												S		
14S	15E	35															D		

Total number of acres irrigated 140

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 X 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.
Irrigation well for supplemental purposes. or None ()

14. Remarks:

MICROFILMED

MAR 11 1993

Last Name Point Ranch, Inc. Ident No. _____

Copies: White -State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number 47-4374

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments one

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 Vice President

Title

of Point Ranch, Inc., that I have signed the foregoing

Organization

document in the space below as Vice President of Point Ranch, Inc.

Title

Organization

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

Signature of Authorized Agent Lee Satterwhite

Title and Organization Vice President of Point Ranch, Inc Date 1-10-89

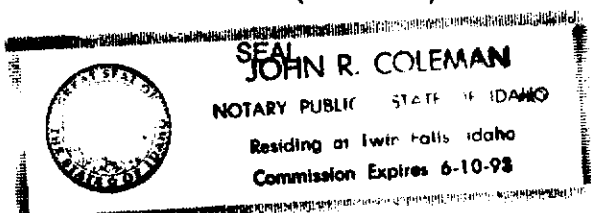
State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 10th day of January 19 89

Notary Public John R. Coleman

Residing at Twin Falls, Idaho

My Commission Expires June 10, 1993



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 _____

Last Name Point Ranch, Inc. Ident. Number _____

MICROFILMED

MAR 11 1993

Copies White-State, Yellow-Claimant

NOV 28 1996

COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

TELEPHONE (208) 734-1224

FAX (208) 734-3983

March 15, 1995

RECEIVED

MAR 15 1995

Department of Water Resources
Southern Region

Steve Clelland
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Re: Adjudication Right No. A47-04374
Point Ranch, Inc.

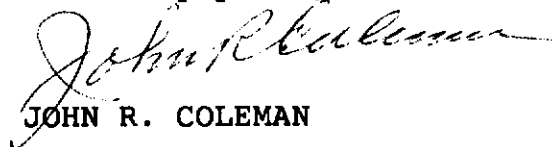
Dear Steve:

I am writing this letter to you regarding the above matter, to confirm our conversation of yesterday that the time to submit proof of priority on this right be extended for two weeks, to March 29, 1995.

It is my understanding that you have noted this on the record system of the Department so that we might file this proof of priority at the later date.

If you have any problems or questions with this, please call me today.

Sincerely yours,


JOHN R. COLEMAN

JRC\jlk
Encl.

NOV 28 1996

COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

TELEPHONE (208) 734-1224

FAX (208) 734-3983

March 29, 1995

RECEIVED

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

MAR 29 1995

Department of Water Resources
Southern Region

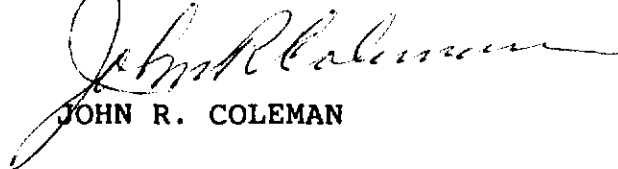
Re: Water Right No. A47-04374
Point Ranch, Inc.

Gentlemen:

With regard to the above matter, enclosed is an Affidavit for this Right, which Affidavit is submitted for proof of the priority of the claim in this situation.

If additional information is needed, please feel free to call me.

Sincerely yours,



JOHN R. COLEMAN

JRC\jlk
Encl.
cc: Point Ranch, Inc.

NOV 28 1996

RECEIVED

MAR 29 1995

Department of Water Resources
Southern Region

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) CIVIL CASE NUMBER 39576
OF RIGHTS TO THE USE OF WATER FROM) Ident. Number A47-04374
THE SNAKE RIVER BASIN WATER SYSTEM)

STATE OF IDAHO)
County of Twin Falls) ss. AFFIDAVIT

SHERRY SATTERWHITE, being first duly sworn, deposes and
says:

1. That I am the Secretary of Point
Ranch, Inc.

2. Point Ranch, Inc., has heretofore filed an Adjudica-
tion Claim in the above action under Claim Number A47-04374, with
a priority date of January 1, 1880.

3. It is our information that the real property upon
which the claimed water right is used, being the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 35, Township 10
South, Range 15 East of the Boise Meridian, is land which was
homesteaded before the turn of the century, the homestead claim was
taken up on or before January 1, 1880, and thereafter patent was
issued to the predecessor of Point Ranch, Inc. Patent was issued
on this property on the 16th day of December 1895, as shown by a
certified copy of the Patent attached hereto marked Exhibit "1."

4. That a claim for the water rights to said property was
made under the provisions of the Statutes of the Territory of Idaho,

AFFIDAVIT - 1

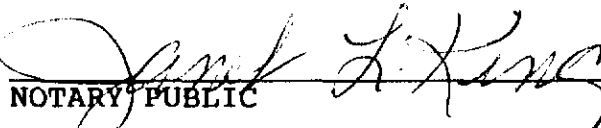
NOV 28 1996

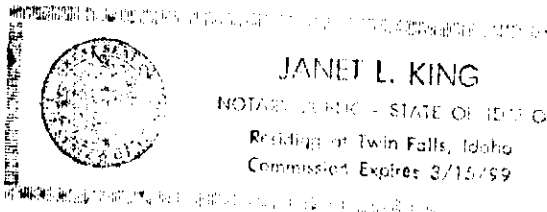
1 and notices thereof recorded in May of 1885, and again in August of
2 1885, in Book Number 1, Miscellaneous Records, of the records of
3 Twin Falls County, pages 40 and 41, and in Book Number 2 of Water
4 Claims, Records of Cassia County, Idaho, pages 249 and 250, on
5 August 10, 1885.

6 5. It is the understanding of the affiant that the
7 predecessor in interest of Point Ranch, Inc., first claimed said
8 rights with a priority date of January 1, 1880, and thereafter
9 diverted said water and placed the same to beneficial use on the
10 property involved.

11 
12 SHERRY SATTERWHITE

13 SUBSCRIBED and SWORN to before me this 29th day of March,
14 1995.

15 
16 NOTARY PUBLIC



THE UNITED STATES OF AMERICA.

one certificate N 80. E.
Acres 160.

To all to whom these presents shall come, Greeting:

WHEREAS, by an Act of Congress, approved the 17th day of July, 1854, entitled "An Act to authorize the President of the United States, to cause to be surveyed the tract of land in the Territory of Minnesota, belonging to the half breeds of mixed bloods of the Dakota and Sioux nation of Indians, and for other purposes" to which Congress passed an amendment, approved May 19th, 1858, in which said act of 1854, authority is given for the issue and location of Dakota or Sioux half breed certificates or scrips; And Whereas there has been deposited in the General Land Office of the United States a Certificate of the Register and Receiver of the Land Office, at Hailey, Idaho, No. 1, whereby it appears that Dakota or Sioux half breed certificate No 80 E. for one hundred and sixty acres issued by the Commissioner of Indian Affairs in favor of Eliza Robinson has been located and surrendered by Eliza St Jaque formerly Eliza Robinson, in full satisfaction for the West half of the North East quarter, and the East half of the South West quarter of Section thirty five, in Township fourteen South of Range fifteen East of Boise Meridian in Idaho, containing one hundred and sixty acres, according to the Official Plat of the Survey of the said Land recorded to the General Land Office, by the Surveyor General.

Now Know Ye, That the United States of America, in consideration of the premises herein given and granted, and by these presents do give and grant unto the said Eliza St. Jaque and to her heirs the said tract above described.

To Have and To Hold the same, unto the said Eliza St Jaque, together with all the rights, privileges, immunities and appurtenances of whatsoever nature thereunto belonging, unto the said Eliza St Jaque and to her heirs and assigns forever; subject to any vested or accrued water right for mining, agricultural, manufacturing or other purposes, and rights in ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of Courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom should it be found to penetrate or intersect the premises hereby granted as provided by law. And there is reserved from the land hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

In Testimony Whereof, I Grover Cleveland, President of the United States of America have caused these letters to be made Patent and the Seal of the General Land Office to be hereunto affixed. Given under my hand at the City of Washington, the sixteenth day of December in the year of our Lord one thousand eight hundred and ninety five, and of the Independence of the United States the one hundred and twentieth.

By the President: Grover Cleveland.
By M. McKean, Secretary.
Rec. Misc. Vol. 12, pg 54-56. L.Q.C. Lamar, Recorder of the General Land Office.

Filed for record at request of K.I. Perky, at 10 min. past 3 P.M., April 30, 1896. Recorded in Book 5 of Deeds, page 558-59.

John P. Hansen,
Co. Recorder.

NOV 28 1896



DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83401 (208) 736-3033

Governor PHILIP E. BATT

A. KEITH HIGGINSON
Director

January 10, 1995

A47-04374
POINT RANCH, INC.

ROGERSON

ID 83302

RE: Evidence of Priority

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

Dear Claimant:

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

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.

NOV 28 1996

Log for claim 47-04374

Spatial Dynamics BTD

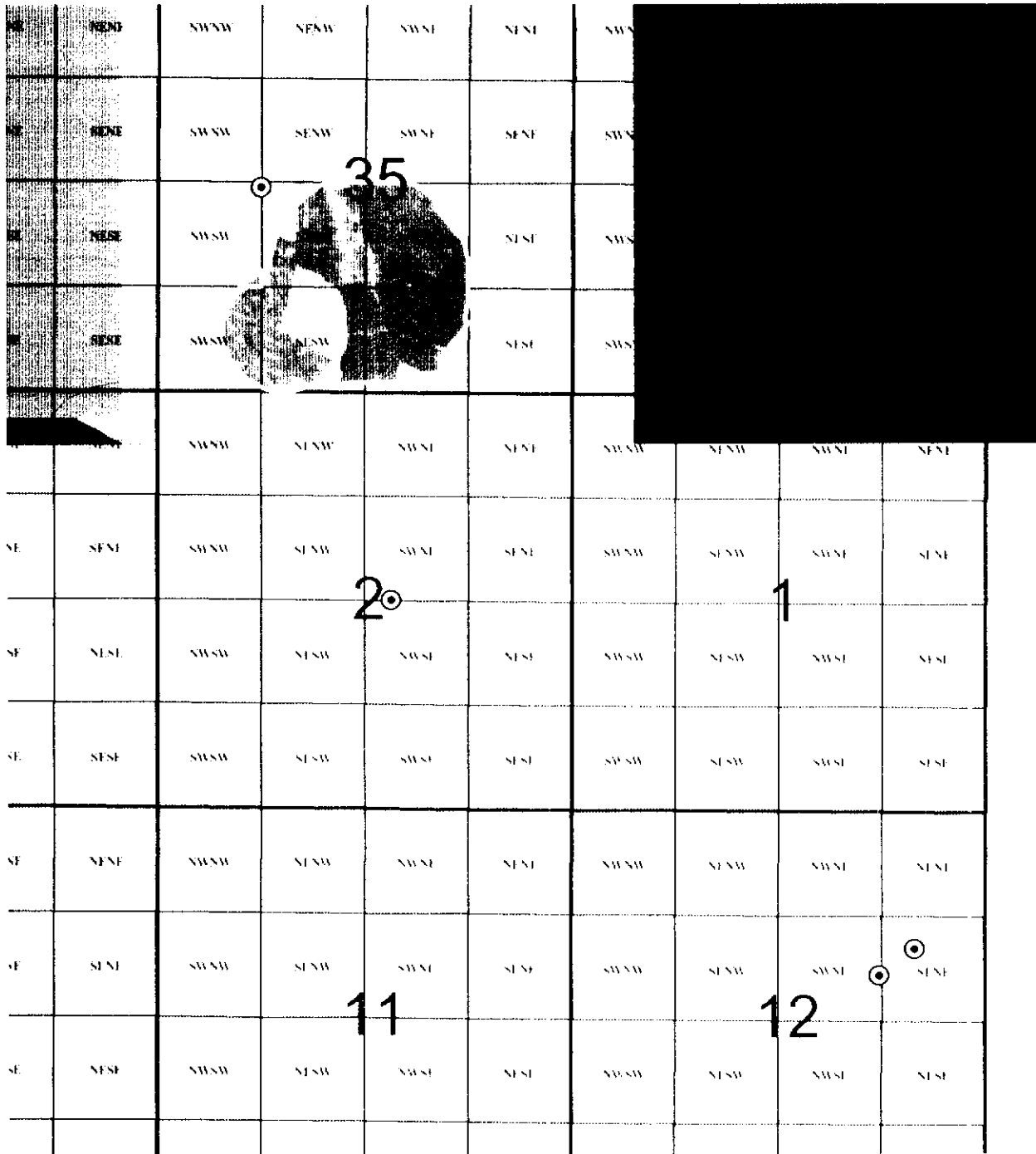
3/21/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
14s15e	35	NESW	28	32	
14s15e	35	SWSW	13	11	
14s15e	35	SESW	39	37	
14s15e	35	NWSE	30	35	
14s15e	35	SWSE	30	30	
Totals:			140	145	

Water Right Claim Number 47-04374

Townships , 14S15E, 15S15E

03/21/2001



Legend

- | | | |
|--------------------|----------------------|--------------------|
| Irrigated Area | Section Line | Roads |
| Place of Diversion | Quarter Section Line | Streams and Canals |



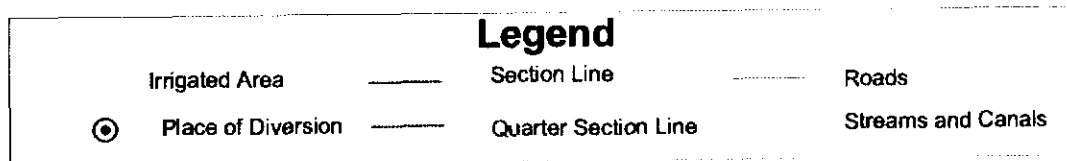
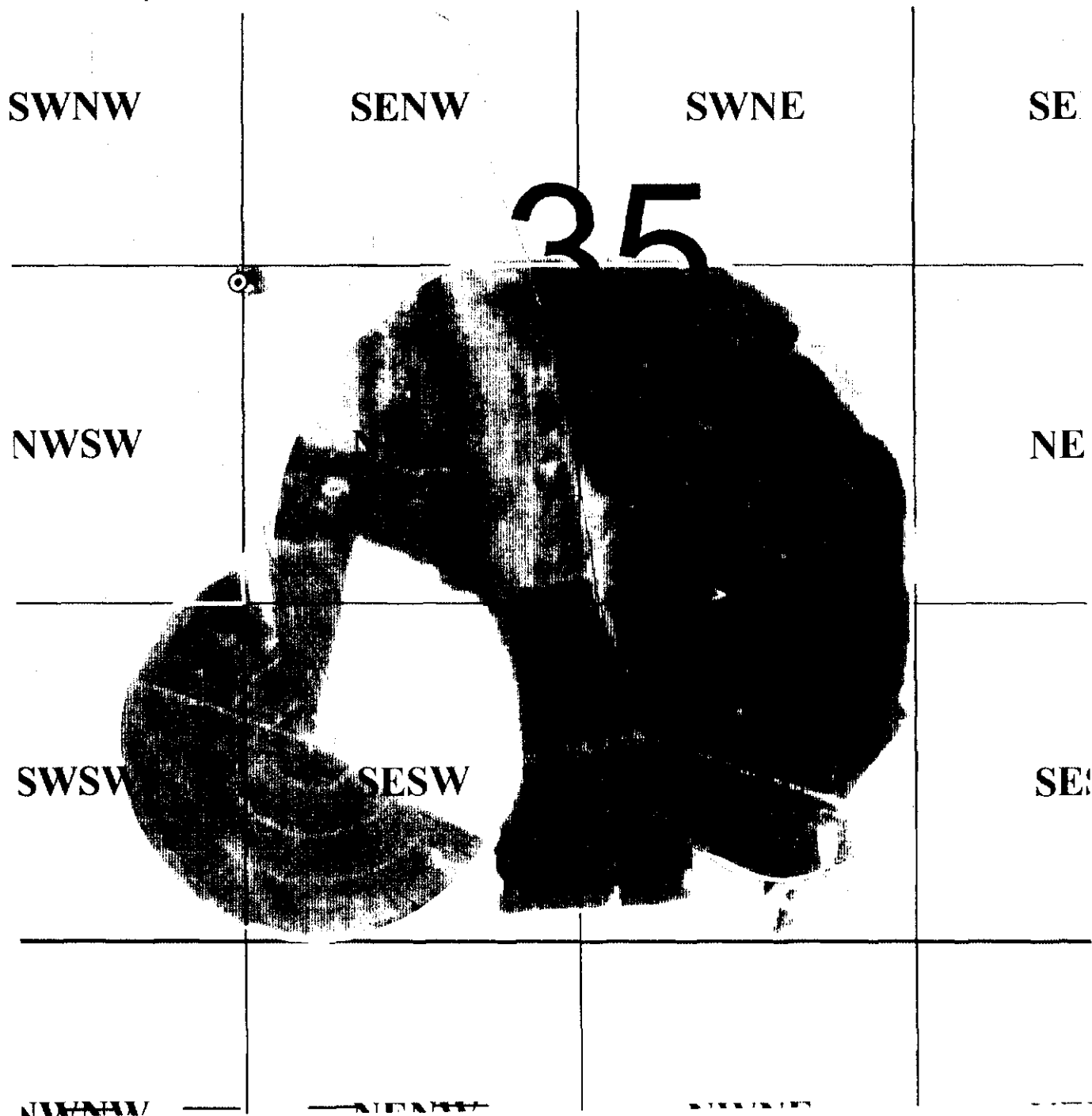
1200 0 1200 2400 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-04374
Townships , 14S15E, 15S15E

03/21/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-04374
Townships , 14S15E, 15S15E

03/21/2001



Legend		
Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals

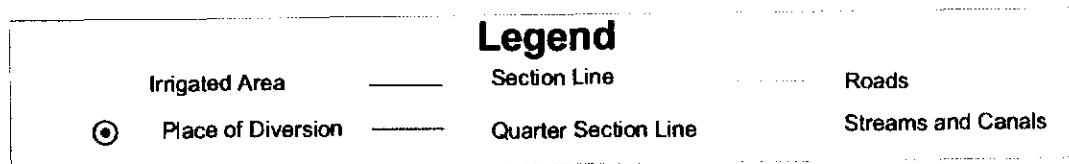
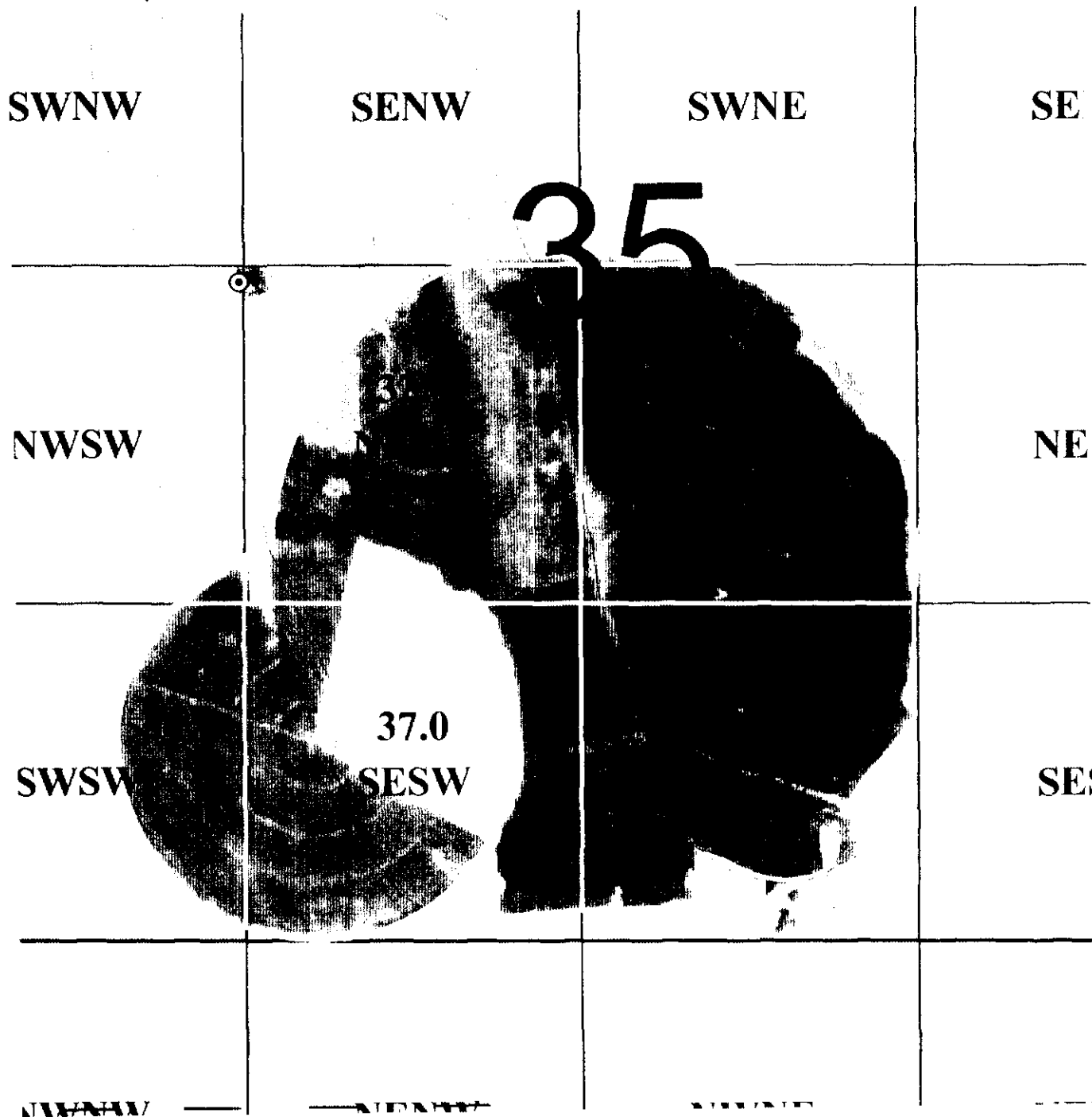
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-04374
Townships , 14S15E, 15S15E

03/21/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A47-04374

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/12/01
PAGE: 140

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	POINT RANCH INC ROGERSON ID 83302 (208) 655-4322	01/01/1880	IRRIGATION STOCKWATER DOMESTIC	04-01 10-31 01-01 12-31 01-01 12-31	3.500 CFS 0.190 CFS 0.060 CFS	
TOTAL DIVERSION:					3.750 CFS	
CONSUMPTIVE USE:						300.00 AFA

Water Source: BIG SPRINGS

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T14S R15E S36	NENWSW	TWIN FALLS County
	T15S R15E S02	SWSWNE	TWIN FALLS County
	S12	NESWNE	TWIN FALLS County
		NWSENE	

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
14S	15E	35	:					:					:	28		13	39	:		30	30			:	140.0	
																							TOTAL ACRES		140.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: TWIN FALLS

Non-Irrigation Uses: S/800 RANGE D/2 HOMES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

47-14710	47-16628	47-16629	47-16630	47-16631	47-16632	A47-02651	A47-14710	A47-16628	A47-16629
A47-16630	A47-16631	A47-16632							

Remarks: GEN IRRIGATION WELL FOR SUPPLEMENTAL USE.
DWR NOTE**TOTAL CFS ON LICENSE IS 3.56

Dates: Exam Made Date: Verified Date: 03/07/1986 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/26/89 CLELLAND 03/30/95 POST-STD

MICROFILMED

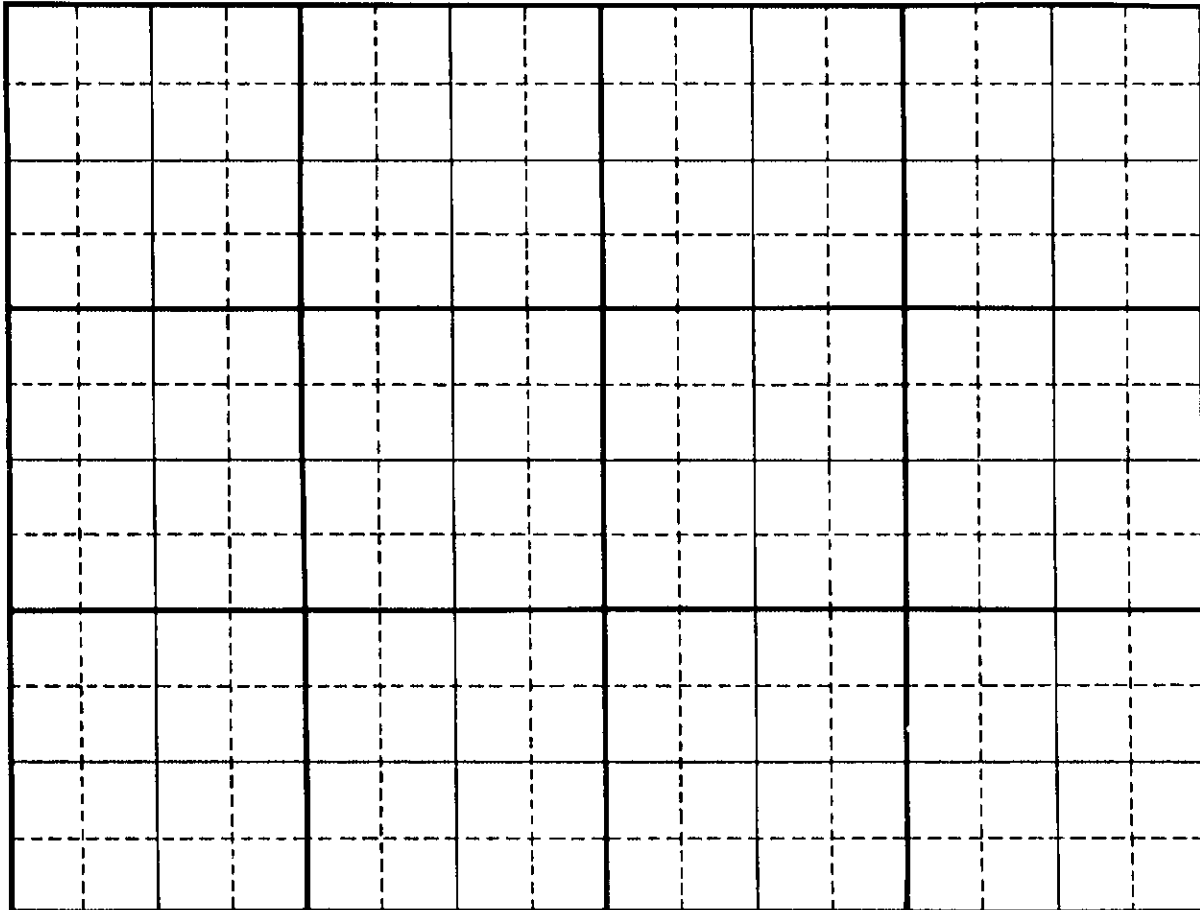
RECEIVED

(8) Remarks

Springs #1 supply approx. 1.0 cfs of water

Springs #2 supply approx. 2.5 cfs of water

Spring in SW 1/4 of Section 2, T15S, R15E, B.M. supplies water to house and is used for stockwater



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)

) ss.

County of

Twin Falls

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.

Quint Ranch, Inc
Sherry Allen Lottumwhite, Sr
(Claimant)

Sworn to before me this *13* day of *April*, 19 *83*.

Mary A. Newby
Notary Public
Residing at *Shoshone, id 83352*

My commission expires *Life*

FOR DEPARTMENT USE ONLY

Received by *ADM* Date *4/10/83* Exception filed by: _____ Date _____
Prelim. check by *PA* Date *4/20/83*
\$20.00 fee received by *ma* Date *4/13/83* # *26200*
Published in *Times News*
Dates *5/19 & 5/26/83*

4300

[illegible]

ROAD CLASSIFICATION