

11/18/2003

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

RIGHT NUMBER: 23-60  
NAME AND ADDRESS: CO-MORE DEVELOPMENT INC  
3920 E SUNNYSIDE  
IDAHO FALLS ID 83406  
SOURCE: SNAKE RIVER  
DEER CREEK  
TRIBUTARY: COLUMBIA RIVER  
TRIBUTARY: SOUTH FORK SNAKE RIVER  
POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM SNAKE RIVER.  
QUANTITY: 1.200 CFS  
USE OF THIS RIGHT WITH RIGHT NO. 23-59 IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 1.42 CFS.  
PRIORITY DATE: 05/01/1892  
POINT OF DIVERSION:  
T01N R44E S34 Lot 5 Within BONNEVILLE County  
T01N R44E S35 Lot 6 Within BONNEVILLE County  
PURPOSE AND  
PERIOD OF USE:  

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 1.200 CFS       |

PLACE OF USE: IRRIGATION Within BONNEVILLE County  
T01N R44E S34 Lot 5 SENE 4.8 T01N R44E S35 Lot 6 NESW 38.0  
T01N R44E S35 NWSW 5.3 T01N R44E S35 Lot 2 NWSW 8.9  
T01N R44E S35 Lot 7 SESW 14.0

71 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 23-59 IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 71.0 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60.0 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

DIVERSION OF WATER UNDER THIS RIGHT IS LIMITED TO THOSE TIMES  
WHEN WATER IS AVAILABLE FROM DEER CREEK FOR DIVERSION  
UNDER THE PRIORITY OF THIS RIGHT AT THE ORIGINAL POINT OF  
DIVERSION IN T1N, R44E, SEC. 34 SENE (LOT 5). WATER DIVERTED  
UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER DIVERTED  
UNDER THIS RIGHT INTO SNAKE RIVER AT THE POINT OF INJECTION  
DESCRIBED ABOVE, AND DIVERTING AN EQUAL AMOUNT FROM SNAKE  
RIVER AT THE POINT OF REDIVERSION DESCRIBED ABOVE.

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.

EXPLANATORY MATERIAL: Decreed

11/18/2003

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

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RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION  
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT  
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 23-59 IS ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE.

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: **A23-00060**  
Date Received: 6/29/1989  
Receipt No: E009324  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

**COPY FOR  
YOUR FILES**

1. Name: ASBJORN ROSTAD  
Address: 1120 N MEYLER ST  
SAN PEDRO CA

310-831-1978

90731

2. Date of Priority: MAY 1, 1892

3. Source: DEER CREEK  
SNAKE RIVER, SOUTH FORK

Trib. to: SNAKE RIVER, SOUTH FORK  
SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County     |
|----------|-------|---------|-------------------|-----|------------|
| 01N      | 44E   | 34      |                   | 5   | BONNEVILLE |
|          |       | 35      |                   | 6   | BONNEVILLE |

5. Description of diverting works:  
PUMP IN RIVER FOR SPRINKLER IRR., DITCHES FOR FLOOD IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.200 |      |        |

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

8. Total consumptive use is 215.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use         | Acres |
|----------|-------|---------|------------|-----|-------------|-------|
| 01N      | 44E   | 34      |            | 5   | NOV 87 1530 | 9.0   |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       | 35      |            |     | Section Acres | 9.0   |
|          |       |         |            | 2   | IRR           | 9.0   |
|          |       |         |            | 6   | IRR           | 37.0  |
|          |       |         | NW         | 7   | IRR           | 26.0  |
|          |       |         | SW         |     | IRR           | 5.0   |
|          |       |         |            |     | Section Acres | 77.0  |
|          |       |         |            |     | Total Acres   | 86.0  |

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:  
A23-00059

14. Remarks:

THIS CLAIM IS BASED ON WATER DISTRICT 01 RECORDS. WATER FROM DEER CREEK IS DELIVERED FROM PUMP IN SNAKE RIVER UNTIL DEER CREEK IS NO LONGER TRIB. TO SNAKE RIVER. STORAGE WATER FROM PALISADES RESERVOIR IS USED FROM THAT POINT ON. CLAIMANT ALSO USES SMALL DITCH SYSTEM TO DIVERT DIRECTLY FROM DEER CREEK TO IRRIGATE ~5 ACRES. FIVE ACRES LISTED AS PLACE OF USE IN NWSW SEC 35, T1N, R44E IS LEASED FROM USDA FOREST SERVICE.  
\*\*CHANGED OWNERSHIP 10/17/96/JT/GT\*\*

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRR. CO ET AL  
Decree Plaintiff

TETON IRRIGATION CANAL CO. ET  
vs Decree Defendant

NOV 07 1996

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: A23-00060  
Date Received: 6/29/1989  
Receipt No: E009324  
Received By: DM

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ROY LYMAN CUSHMAN  
Address: P. O. BOX 196  
IRWIN, ID

OR  
Name: JOYCE E. CUSHMAN  
Address: P. O. BOX 196  
IRWIN, ID

208-483-2872

83428

208-483-2872

83428

2. Date of Priority: MAY 01, 1892

3. Source: DEER CREEK  
SNAKE RIVER, SOUTH FORK

Trib. to: SNAKE RIVER, SOUTH F  
SNAKE RIVER

4. Point of Diversion:

|          |       |         |                   |     |            |
|----------|-------|---------|-------------------|-----|------------|
| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County     |
| 01N      | 44E   | 34      |                   | 5   | BONNEVILLE |
|          |       | 35      |                   | 6   | BONNEVILLE |

5. Description of diverting works:  
PUMP IN RIVER FOR SPRINKLER IRR., DITCHES FOR FLOOD IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.200  |      |        |

A.F.A.

215.0 Acre Feet Per Annum.

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

8. Total consumptive use is

9. Non-irrigation uses:  
N/A

A23-00060

Page

1

Date: 06-29-89

MICROFILMED  
NOV 07 1992

A2300060



10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 01N      | 44E   | 34      |            | 5   | IRR           | 9.0   |
|          |       |         |            |     | Section Acres | 9.0   |
|          |       | 35      |            | 2   | IRR           | 9.0   |
|          |       |         |            | 6   | IRR           | 37.0  |
|          |       |         |            | 7   | IRR           | 26.0  |
|          |       |         | NW SW      |     | IRR           | 5.0   |
|          |       |         |            |     | Section Acres | 77.0  |
|          |       |         |            |     | Total Acres   | 86.0  |

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:  
A23-00059

14. Remarks:

THIS CLAIM IS BASED ON WATER DISTRICT 01 RECORDS. WATER FROM DEER CREEK IS DELIVERED FROM PUMP IN SNAKE RIVER UNTIL DEER CREEK IS NO LONGER TRIB. TO SNAKE RIVER. STORAGE WATER FROM PALISADES RESERVOIR IS USED FROM THAT POINT ON. CLAIMANT ALSO USES SMALL DITCH SYSTEM TO DIVERT DIRECTLY FROM DEER CREEK TO IRRIGATE ~5 ACRES. FIVE ACRES LISTED AS PLACE OF USE IN NWSW SEC 35, T1N, R44E IS LEASED FROM USDA FOREST SERVICE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRR. CO ET AL  
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET  
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: \_\_\_\_\_

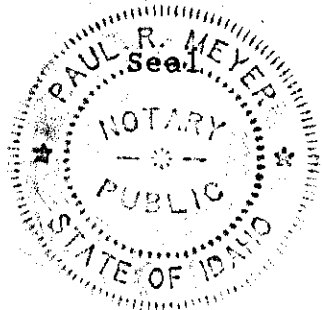
**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Roy Lyman Cushman Date: 6/29/1989  
Date: \_\_\_\_\_

State of Idaho )  
County of BONNEVILLE ) SS.

Subscribed and sworn (or affirmed) before me this 29 day  
of JUNE 19 89



[Signature]  
Notary Public

Residing at IDAHO Falls  
My Commission Expires 9-12-94

IDAHO FALLS 51 MI.  
SWAN VALLEY (IDAHO 31) 7 MI.

483 12'30" R. 45 E.



A23-0006

RED RIDGE QUADRANGLE  
IDAHO-BONVILLE CO.  
7.5 MINUTE SERIES (TOPOGRAPHIC)

3770' NW  
(THOMPSON PEAK)

176 17'30"

177

178

174000 FEET

111°15' 43'22'30"

P/U

T.1N.  
620000  
FEET  
T.1S.  
244E

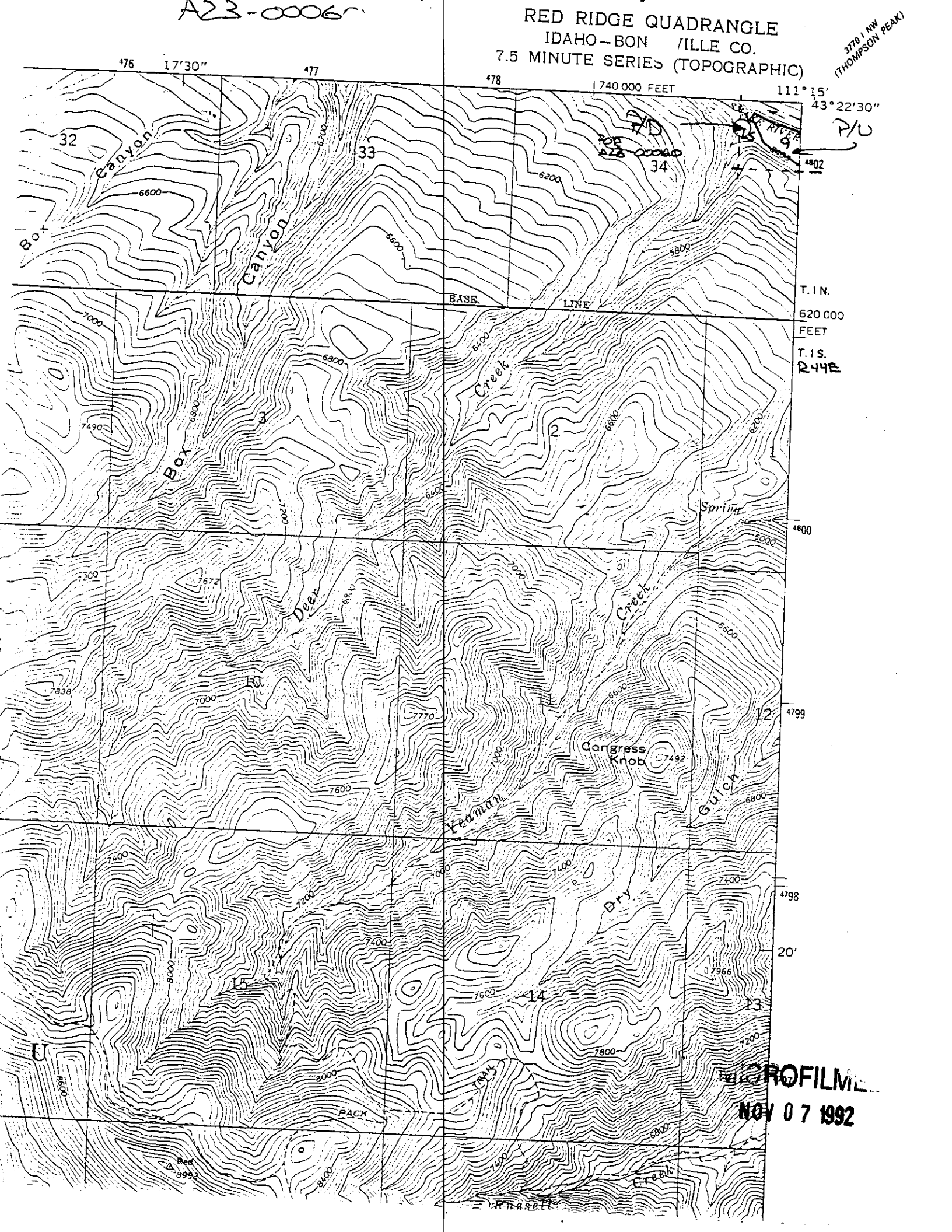
4800

4799

4798

20'

MICROFILMED  
NOV 07 1992





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

**EASTERN REGION**

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

October 6, 1997

Mark Rockefeller  
PO Box 604  
Driggs ID 83422

Re: Rostad Water Rights.

Mr. Rockefeller:

Enclosed is a computer generated copy of Notice of Claim No. A23-00059. The ownership of this claim was changed to Rostad, from Cushman, at the same time as A23-00060. A23-00059 does claim Yeaman Creek as the source of the water. We do not have any records of a use by Little Lemhi Boy Scout Camp.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Gregory J. Taylor'.

Gregory J. Taylor  
Sr. Water Agent, Adjudications

Enclosures: copy of A23-00059

**TETON  
VALLEY**  
REALTY

REAL ESTATE BROKERAGE &amp; DEVELOPMENT

Rockefeller & Associates, Inc.  
P.O. Box 604  
Driggs, Idaho 83422  
(208) 354-2439  
FAX: (208) 354-8588*Facsimile*

To Fax: 525-7177

Date: 10-4-97

Time:

To Company: Idaho DWR

From: Mark Rockefeller

Attention: Jo Yhonpson

From Fax: 208-354-8588

Total Pages (Including Cover Sheet):

4

Urgent:

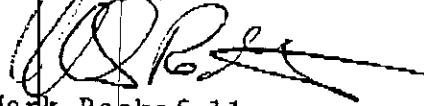
Message:

Hi Jo:

As agent for Rostads, I had prior conversation with the DWR and recall being told that this acreage also had water rights from Yeahman Creek located on east side of acreage. Yeahman also passes through Little Lemhi Boy Scout Camp and the prior Owners Cushmans told me that Lemhi has right to fill their pond by consent of Cushmans, but that Cushmans/Rostads have the actual water right from Yeahman.

Please clarify this issue and advise in writing, as the attached info. does not mention same. My Fax number is 354-8588. Thank you.

Sincerely,

Mark Rockefeller  
Agent for Rostads

**State of Idaho****DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

**FILE****EASTERN REGION**

OCTOBER 17, 1996

**PHILIP E. BATT**  
GOVERNOR**KARL J. DREHER**  
DIRECTORASBJORN ROSTAD  
1120 N MEYLER ST  
SAN PEDRO CA 90731

RE: CHANGE IN OWNERSHIP FOR A23-00059, A23-00060

Dear Mr. Rostad:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson  
Adjudication Secretary

Enclosure: Notices of Claim

cc: Roy L Cushman

FILE

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

COPY

Ident. Number: A23-00060  
Date Received: 6/29/1989  
Receipt No: E009324  
Received By:

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

310-831-1978

1. Name: ASBJORN ROSTAD  
Address: 1120 N MEYLER ST  
SAN PEDRO CA

90731

2. Date of Priority: MAY 1, 1892

3. Source: DEER CREEK  
SNAKE RIVER, SOUTH FORK

Trib. to: SNAKE RIVER, SOUTH FORK  
SNAKE RIVER

4. Point of Diversion:

|          |       |         |                   |     |
|----------|-------|---------|-------------------|-----|
| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot |
| 01N      | 44E   | 34      |                   | 5   |
|          |       | 35      |                   | 6   |

County  
BONNEVILLE  
BONNEVILLE

5. Description of diverting works:  
PUMP IN RIVER FOR SPRINKLER IRR., DITCHES FOR FLOOD IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.200 |      |        |

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

A.F.A.

8. Total consumptive use is

215.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

|          |       |         |            |     |     |       |
|----------|-------|---------|------------|-----|-----|-------|
| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
| 01N      | 44E   | 34      |            | 5   | IRR | 9.0   |

A23-00060

Page

1

Date: 10/17/96

FILE

## 10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       | 35      |            |     |               |       |
|          |       |         |            |     | Section Acres | 9.0   |
|          |       |         |            | 2   | IRR           | 9.0   |
|          |       |         |            | 6   | IRR           | 37.0  |
|          |       |         |            | 7   | IRR           | 26.0  |
|          |       |         | NW         | SW  | IRR           | 5.0   |
|          |       |         |            |     | Section Acres | 77.0  |
|          |       |         |            |     | Total Acres   | 86.0  |

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:  
A23-00059

## 14. Remarks:

THIS CLAIM IS BASED ON WATER DISTRICT 01 RECORDS. WATER FROM DEER CREEK IS DELIVERED FROM PUMP IN SNAKE RIVER UNTIL DEER CREEK IS NO LONGER TRIB. TO SNAKE RIVER. STORAGE WATER FROM PALISADES RESERVOIR IS USED FROM THAT POINT ON. CLAIMANT ALSO USES SMALL DITCH SYSTEM TO DIVERT DIRECTLY FROM DEER CREEK TO IRRIGATE ~5 ACRES. FIVE ACRES LISTED AS PLACE OF USE IN NWSW SEC 35, T1N, R44E IS LEASED FROM USDA FOREST SERVICE.  
\*\*CHANGED OWNERSHIP 10/17/96/JT/GT\*\*

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRR. CO ET AL  
Decree Plaintiff

TETON IRRIGATION CANAL CO. ET  
vs Decree Defendant



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

February 16, 1999

CO-MORE DEVELOPMENT INC  
3920 E SUNNYSIDE  
IDAHO FALLS ID 83406

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP  
NOTICE OF CLAIM TO A WATER RIGHT A23-00059,  
A23-00060

Dear Sir:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

**Please keep this report for your records.**

Respectfully yours,

Jennifer Hoagland  
Technical Records Specialist

Enclosure

RECEIVED

JAN 27 1999

Department of Water Resources  
Eastern Region

OK SVH 2-2-99

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
 Incomplete forms will be returned.

1. Water Right Number(s) 23-00059 and 23-00060  
 Adjudication Claim Number(s) A23-00059 and A23-00060
2. The following **REQUIRED** information must be submitted with this form.
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question. WITH ATTACHED LEGAL DESCRIPTION.  
 AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county).  
 OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s): Asbjorn S. Rostad and Barbara K. Rostad  
9950 North Hauser View Road  
Post Falls, Idaho 83854
4. New Owner/Claimant(s) Co-More Development, Incorporated  
 Name connector (check one): ☐ AND ☐ OR, ☐ AND/OR  
 New Mailing Address: 3920 East Sunnyside  
 City, State and ZIP Code: Idaho Falls, Idaho 83406  
 New Telephone Number: (208) 522-3309
5. Date you acquired the property 1/22/99
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

**EASTERN REGION**

OCTOBER 17, 1996

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

ASBJORN ROSTAD  
1120 N MEYLER ST  
SAN PEDRO CA 90731

RE: CHANGE IN OWNERSHIP FOR A23-00059, A23-00060

Dear Mr. Rostad:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

**If there are no questions or corrections, please keep these Notices for your records.**

Respectfully submitted,

Jo Thompson  
Adjudication Secretary

Enclosure: Notices of Claim

cc: Roy L Cushman

**MICROFILMED**  
**NOV 07 1996**

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

OCT 16 1996

Department of Water Resources  
Field Service Office

1. Water Right Number(s) \_\_\_\_\_  
Adjudication Claim Number(s) A23-00059 & A23-00060
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)  
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Roy L. Cushman  
P.O. Box 196 Irwin, ID 83428
4. New Owner/Claimant(s) Asbjorn Rostad  
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR  
New Mailing Address 1120 N. Meyer St  
City, State and ZIP Code San Pedro, CA 90731  
New Telephone Number (310) 831-1978
5. Date you acquired the property Jan 3 - 1994
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_
- Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Asbjorn Rostad NOV 01 1996 Date 10-13-96  
Barbara K. Rostad Date 10-13-96
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)  
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Log for claim 23-00060

Spatial Dynamics LTD

5/29/01

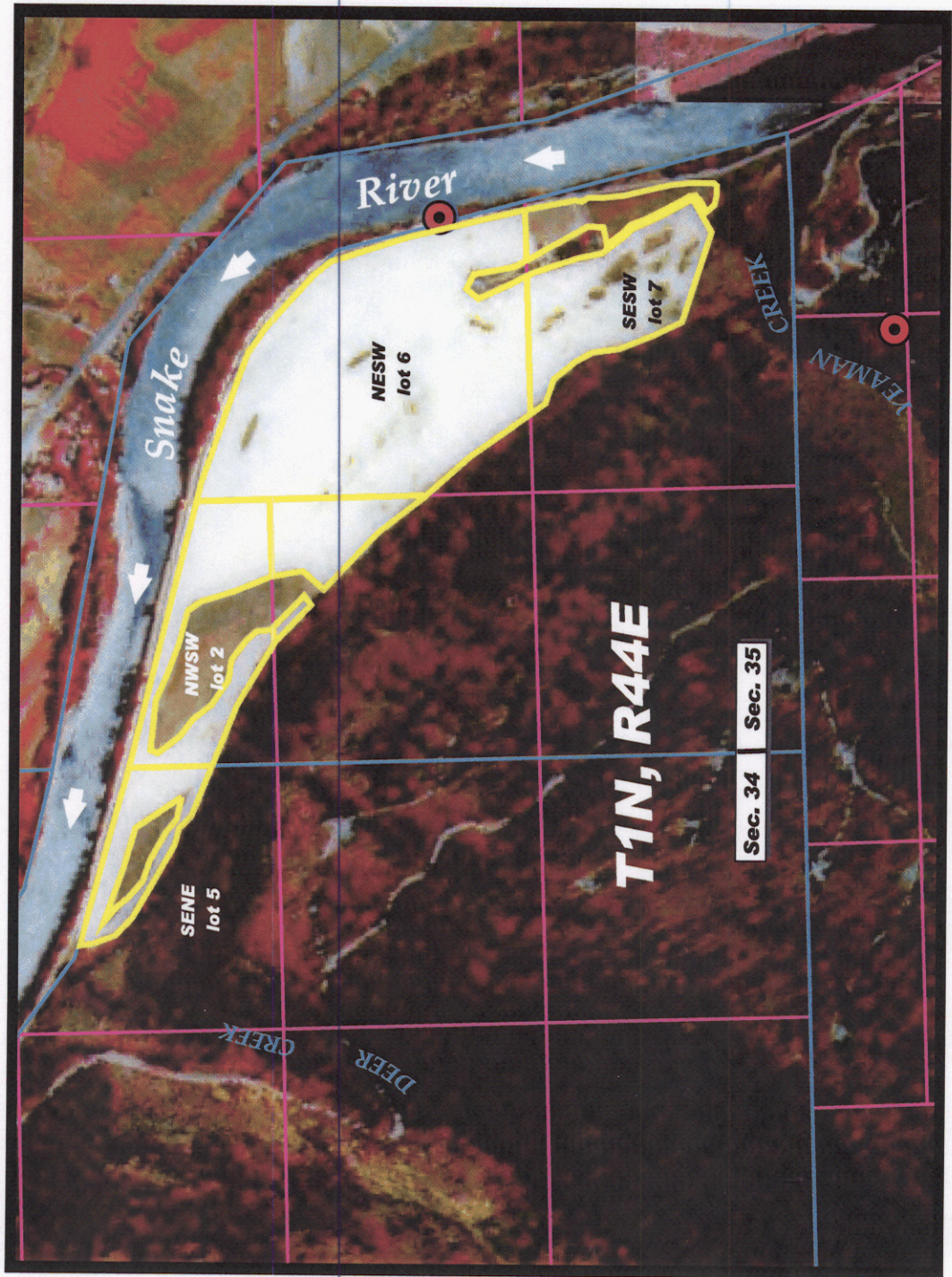
| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 01n44e         | 34  | SENE | 9                | 6.6            |         |
| 01n44e         | 35  | NESW | 37               | 39             |         |
| 01n44e         | 35  | NWSW | 9                | 14             |         |
| 01n44e         | 35  | NWSW | 5                | 6.2            |         |
| 01n44e         | 35  | SESW | 26               | 15             |         |
| <b>Totals:</b> |     |      | 86               | 80.8           |         |



# State of Idaho

## Department of Water Resources

Eastern Region



**Water Right(s):**  
**23-00059**  
**23-00060**

**Place of Use: (parts of)**  
**T1N, R44E Sec. 34 SENE (L5),**  
**T3N, R42E Sec. 35 NWSW (L2),**  
**NESW (L6), SESW (L7), NWSW**

**Point(s) of Diversion:**  
**T1N, R44E Sec. 35**  
**SENESW (L6)**



### LEGEND

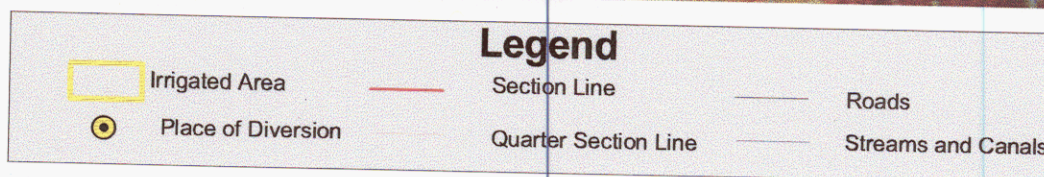
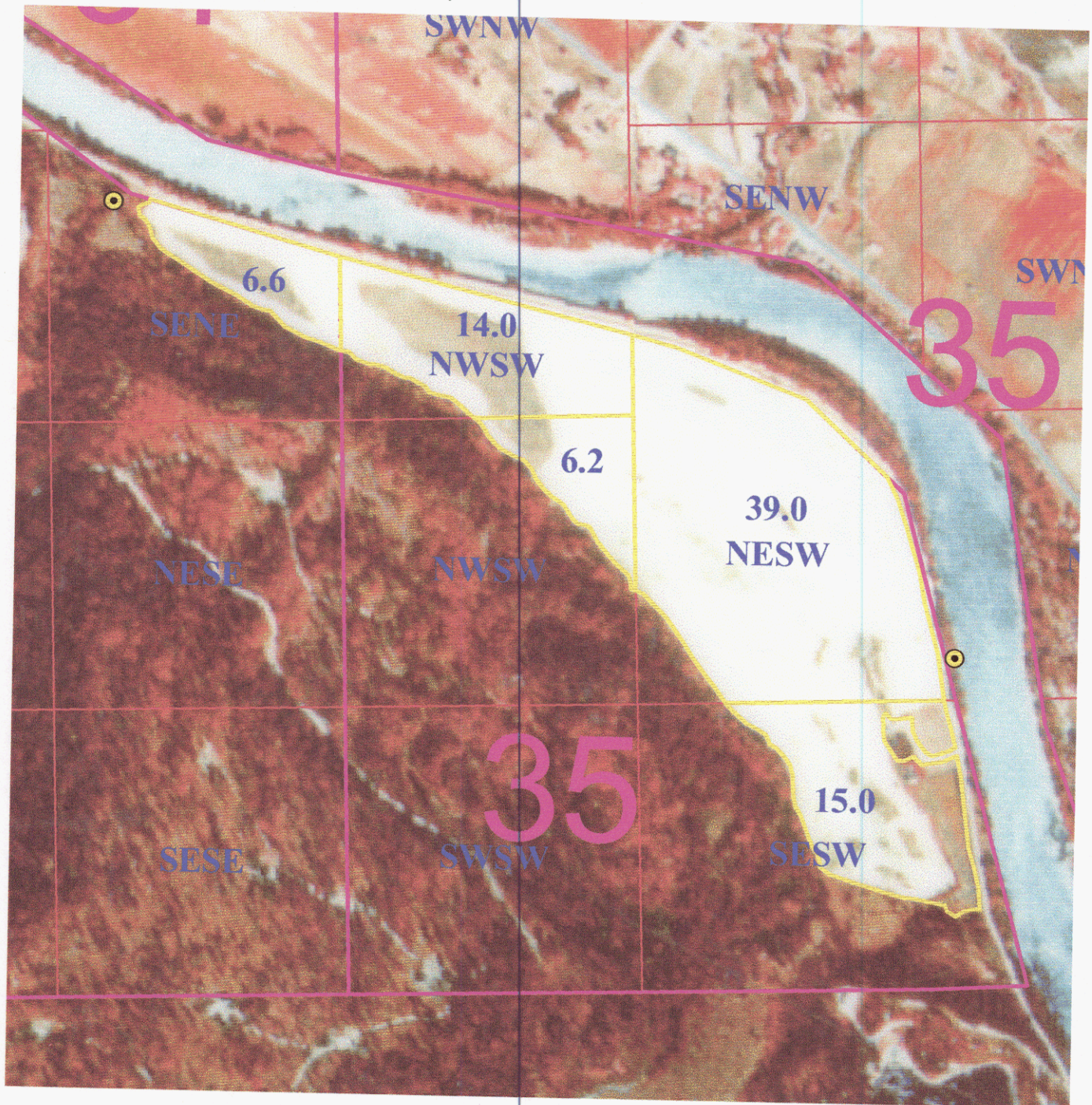
- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepared by: A. Ruberry  
Date: November 2003

Water Right Claim Number 23-00060  
Townships , 5N38E, 1N44E, 1N44E

05/29/2001



400 0 400 800 Feet



SPATIAL  
DYNAMICS

This map from:  
RE SURVEY  
July 12, 1968

ORIGINAL SURVEY  
Dec 9, 1898

TIN, R44E

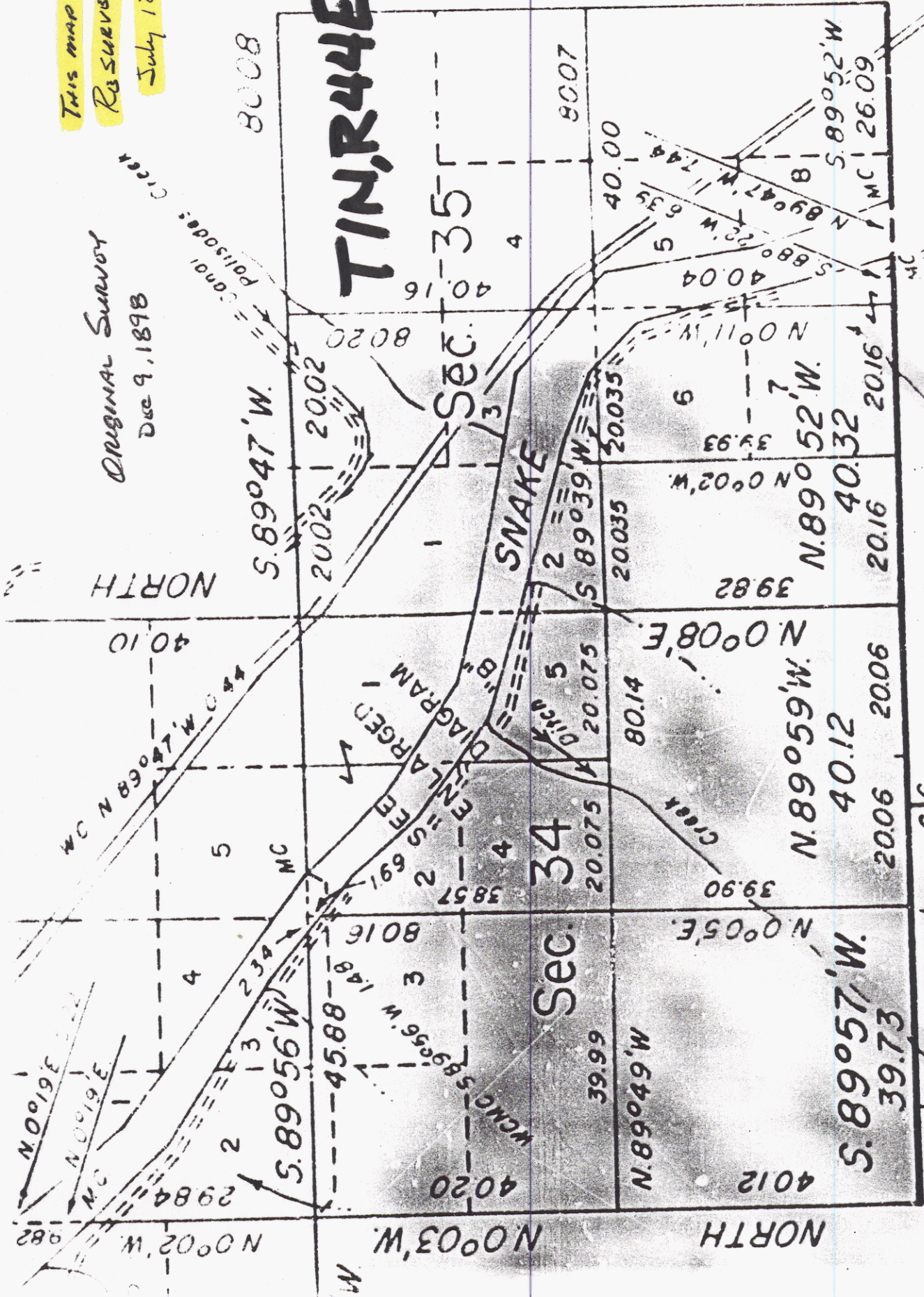
N 0°08' W

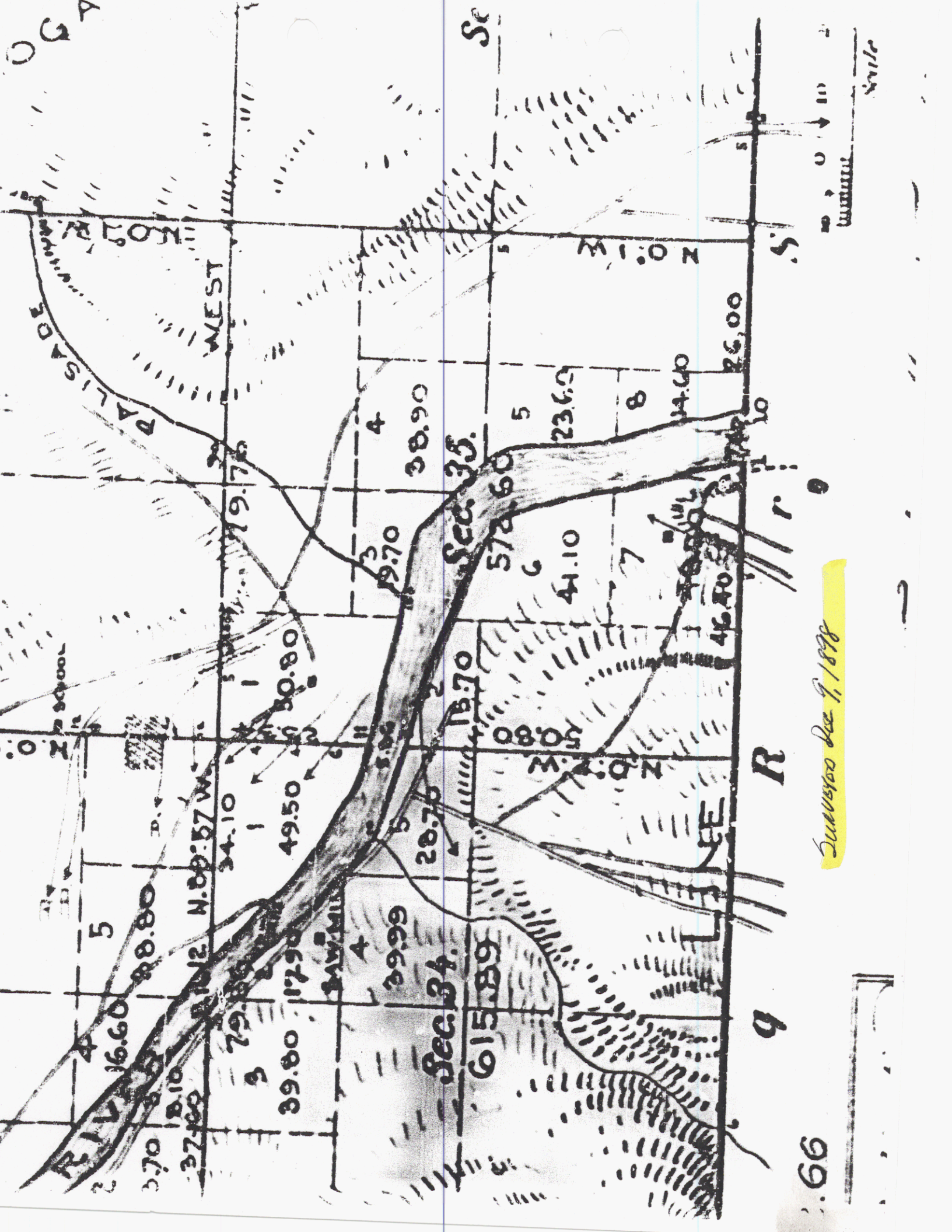
26

LINE  
RIVER

BASE

BOISE





Surveyed Dec 9, 1898

# Recommended as Claimed

- ① SEE NOTES IN 23-00059
  - ② SOME QUESTION OF BOUNDARY FROM WDOH.  
*house from South for*
  - ③ NO TX MOVING RT FROM DOOR CK TO RUMOR.  
*Accepted 1998. per by the Surveyor*  
*Since 1998. WDOH.*  
Pump in Rumor is OK FOR STANCES WATSON ONLY.
  - ④ EXCHANGES LANGUAGES AND ACQUINITE APPLY.
  - ⑤ FIELD EXAM 6/19/03 - GPS TAG #1 A0009502
- \* ⑥ Change of Ownership in 23-00059