

VERIFIED BY X 4/2/04
04/20/2004

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

RIGHT NUMBER: 45-10835

NAME AND ADDRESS: PICKETT RANCH & SHEEP CO
1650 S 570 W
OAKLEY ID 83346

SOURCE: COYOTE CREEK
EMERY CREEK
SPRING CREEK
UNNAMED STREAM

TRIBUTARY: GOOSE CREEK
TRIBUTARY: GOOSE CREEK
TRIBUTARY: GOOSE CREEK
TRIBUTARY: EMERY CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/27/1934

POINT OF DIVERSION:

T15S R21E S36 SESESE End of Stream Flow Within CASSIA County
T15S R22E S31 SWNSW Lot 3 End of Stream Flow Within CASSIA County
T15S R22E S32 NWNSW End of Stream Flow Within CASSIA County
T15S R22E S32 NENSW End of Stream Flow Within CASSIA County
T15S R22E S33 SWNSW Begin of Stream Flow Within CASSIA County
T15S R22E S34 SESWNW Begin of Stream Flow Within CASSIA County
T16S R22E S4 NESWSW Lot 6 Begin of Stream Flow Within CASSIA County
T16S R22E S5 SWESESE Lot 12 Begin of Stream Flow Within CASSIA County
T16S R22E S6 SWSWSW Lot 9 End of Stream Flow Within CASSIA County
T16S R22E S7 NESENE End of Stream Flow Within CASSIA County
T16S R22E S9 SENWNE Begin of Stream Flow Within CASSIA County
T16S R22E S9 NESWSE Begin of Stream Flow Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/01 10/30	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T15S R22E S31 Lot 3 NWSW	T15S R22E S31 Lot 4 SWSW
T15S R22E S31 Lot 5 SESW	T15S R22E S31 NESE
T15S R22E S31 NWSE	T15S R22E S31 Lot 6 SWSE
T15S R22E S31 Lot 7 SESE	T15S R22E S32 NENE
T15S R22E S32 NWNE	T15S R22E S32 SWNE
T15S R22E S32 SENW	T15S R22E S32 NESW
T15S R22E S32 NWSW	T15S R22E S32 Lot 3 SESW
T15S R22E S32 NESE	T15S R22E S32 NWSE
T15S R22E S32 Lot 2 SWSE	T15S R22E S33 SWNE
T15S R22E S33 SENE	T15S R22E S33 NWNW
T15S R22E S33 SWNW	T15S R22E S33 SENW
T15S R22E S33 NESW	T15S R22E S33 NWSW
T15S R22E S34 SWNW	T16S R21E S01 Lot 1 SENE
T16S R22E S04 Lot 5 NWSW	T16S R22E S04 Lot 6 SWSW
T16S R22E S05 Lot 9 SWSW	T16S R22E S05 Lot 10 SESW
T16S R22E S05 Lot 5 NESE	T16S R22E S05 Lot 6 NWSE

04/20/2004

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

T16S R22E S05 Lot 11 SWSE	T16S R22E S05 Lot 12 SESE
T16S R22E S06 Lot 7 NESW	T16S R22E S06 Lot 8 NWSW
T16S R22E S06 Lot 9 SWSW	T16S R22E S06 Lot 10 SESW
T16S R22E S06 Lot 11 SWSE	T16S R22E S06 Lot 12 SESE
T16S R22E S07 NENE	T16S R22E S07 NWNE
T16S R22E S07 SENE	T16S R22E S07 NENW
T16S R22E S08 NENE	T16S R22E S08 NWNE
T16S R22E S08 SWNE	T16S R22E S08 SENE
T16S R22E S08 NENW	T16S R22E S08 NWNW
T16S R22E S08 SWNW	T16S R22E S08 SENW
T16S R22E S08 NESE	T16S R22E S09 NWNE
T16S R22E S09 NENW	T16S R22E S09 NWNW
T16S R22E S09 NESW	T16S R22E S09 NWSW
T16S R22E S09 SESW	T16S R22E S09 SWSE

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 IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER, 1200 SHEEP, 180 RANGE CATTLE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-10835 V1

WATER RIGHT NUMBER: 45-10835 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PICKETT RANCH & SHEEP CO 1650 S 570 W OAKLEY, ID 83346 (208)862-3482

Priority Date: 06/27/1934

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
COYOTE CREEK	GOOSE CREEK
EMERY CREEK	GOOSE CREEK
SPRING CREEK	GOOSE CREEK
UNNAMED STREAM	EMERY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	05/01 to 10/30	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NE1/4SE1/4NE1/4	Sec. 7, Twp 16S, Rge 22E, B.M.
CASSIA County	(Ending of Reach)	
UNNAMED STREAM	SW1/4NE1/4SW1/4	Sec. 33, Twp 15S, Rge 22E, B.M.
CASSIA County	(Beginning of Reach)	
UNNAMED STREAM	NW1/4NE1/4SW1/4	Sec. 32, Twp 15S, Rge 22E, B.M.
CASSIA County	(Ending of Reach)	
EMERY CREEK	L9 (SW1/4SW1/4SW1/4)	Sec. 6, Twp 16S, Rge 22E, B.M.
CASSIA County	(Ending of Reach)	
EMERY CREEK	NE1/4SW1/4SE1/4	Sec. 9, Twp 16S, Rge 22E, B.M.
CASSIA County	(Beginning of Reach)	
COYOTE CREEK	L12 (SW1/4SE1/4SE1/4)	Sec. 5, Twp 16S, Rge 22E, B.M.
CASSIA County	(Beginning of Reach)	
UNNAMED STREAM	NE1/4NW1/4SW1/4	Sec. 32, Twp 15S, Rge 22E, B.M.
CASSIA County	(Ending of Reach)	
UNNAMED STREAM	SE1/4NW1/4NE1/4	Sec. 9, Twp 16S, Rge 22E, B.M.
CASSIA County	(Beginning of Reach)	
SPRING CREEK	SE1/4SW1/4NW1/4	Sec. 34, Twp 15S, Rge 22E, B.M.
CASSIA County	(Beginning of Reach)	
SPRING CREEK	L3 (SW1/4NW1/4SW1/4)	Sec. 31, Twp 15S, Rge 22E, B.M.
CASSIA County	(Ending of Reach)	
UNNAMED STREAM	L6 (NE1/4SW1/4SW1/4)	Sec. 4, Twp 16S, Rge 22E, B.M.
CASSIA County	(Beginning of Reach)	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-10835 V1

COYOTE CREEK
CASSIA CountySE1/4SE1/4SE1/4
(Ending of Reach)

Sec. 36, Twp 15S, Rge 21E, B.M.

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	22E	31										X L 3	X L 4	X L 5	X	X	X L 6	X L 7	
15S	22E	32	X	X	X				X	X	X		X L 3		X	X	X L 2		
15S	22E	33			X	X		X	X	X	X	X							
15S	22E	34						X											
16S	21E	1				X L 1													
16S	22E	4									X L 5	X L 6							
16S	22E	5										X L 9	X L 10	X L 5	X L 6	X L 11	X L 12		
16S	22E	6								X L 7	X L 8	X L 9	X L 10				X L 11	X L 12	
16S	22E	7	X	X		X	X												
16S	22E	8	X	X	X	X	X	X	X						X				
16S	22E	9		X			X	X		X	X		X				X		

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-10835 V1

1. Explanatory STOCKWATER, 1200 SHEEP, 180 RANGE CATTLE.

Comments:

1. SSHERMAN 10/17/1997 COPIED FROM REMARKS

Comment: AUTHORITY TO CLAIM WATER RIGHT: IDAHO CODE SECTION 43-113 & 42-114 ATTORNEY GENERAL OPINION 88-6, DICTUM. PERMITEE *****NOTES ON P/D***** COLD CREEK--INSTREAM USE --BEG. NW,SW,NW, SEC. 11--END. NE,NW, SEC. 2, T16S. R22E. EMERY CREEK--INSTREAM USE --BEG. SE,SE,SE, SEC. 10--END. SE,NW, SEC. 08, T16S. R22E. UNNAMED SPRING (#1)--INSTREAM USE --BEG. SW,SW,NW, SEC. 10--END. SE,SE, SEC. 09, T16S. R22E. UNNAMED SPRING (#2)--INSTREAM USE --BEG. SW,NW,NW, SEC. 10--END. NE,NE, SEC. 08, T16S. R22E. SPRING CREEK--INSTREAM USE --BEG. NE,SW,NW, SEC. 34--END. NE,NE, SEC. 32, T15S. R22E. UNNAMED SPRING (SPRING CREEK)--INSTREAM USE --BEG. NW,SW, SEC. 03--END. NW,NE, SEC. 05, T16S. R22E. ADDED GRID ADDRESS.

2. jroberts 4/19/2004 Basis of Recommendation

Comment: Recommended per stipulated agreement of August 2002.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/98

PAGE: 11

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PICKETT RANCH & SHEEP COMPANY	04/30/1879	STOCKWATER	05-01 10-30	0.02 CFS	
					TOTAL DIVERSION:	0.02 CFS

Water Source: COLD CREEK
EMERY CREEK
SPRING
SPRING CREEK
SPRING

Tributary to: GOOSE CREEK
GOOSE CREEK
EMERY CREEK
GOOSE CREEK
SPRING CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T15S R22E S34
T16S R22E S03
S11

SWNE NW Bag Spr Cr
NW R22E unnamed str

CASSIA County
CASSIA County
CASSIA County

Point(s) of Ending Stream Reach: T15S R22E S32
T16S R22E S02
S05
S08
S32

SWNE NW Bag Spr Cr
SE NENE Ending on Spr Crk
NW NENE Ending on Cold Crk
NWNE
NENE SENW
NW NENE Ending on unnamed str

CASSIA County
CASSIA County
CASSIA County
CASSIA County
CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE							
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
15S	22E	32	:	S															
15S	22E	33	:			S	S		S	S									
15S	22E	34	:						S										
16S	22E	3	:								S								
16S	22E	4	:						S			S		S	S	S	S		
16S	22E	5	:		S		S												
16S	22E	8	:	S		S	S			S				S					
16S	22E	9	:	S	S				S			S	S	S		S	S		

POU County: CASSIA

Other Rights: NONE

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.

Remarks: EXP STOCKWATER, 1200 SHEEP, 180 RANGE CATTLE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

AJ0749NP
No. R45-10835

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 10/17/97
PAGE: 1

OWNER NAME & ADDRESS
C PICKETT RANCH & SHEEP COMPANY
1650 S 570 W
OAKLEY ID 83346
(208) 862-3482

PRIORITY DATE 04/30/1879 STOCKWATER

USE PERIOD FROM 05-01 TO 10-30

DIVERSION RATE 0.02 CFS

DIVERSION VOLUME 0.02 CFS

Water Source: COLD CREEK
EMERY CREEK
SPRING
SPRING CREEK
SPRING

Tributary to: GOOSE CREEK
GOOSE CREEK
EMERY CREEK
GOOSE CREEK
SPRING CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T15S R22E S34
T16S R22E S03
S11

Point(s) of Ending Stream Reach: T15S R22E S32
T16S R22E S02
S05
S08

NESWNW
NWSW
NWSWNW
NENE
NENW
NUNE
NENE

SENW

CASSIA County
CASSIA County
CASSIA County
CASSIA County
CASSIA County
CASSIA County
CASSIA County

Place of use Legal Description for: STOCKWATER

NE		NW		SW		SE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac
15S	22E	32	S					
15S	22E	33	S					
15S	22E	34	S					
16S	22E	3						
16S	22E	4						
16S	22E	5	S					
16S	22E	8	S					
16S	22E	9	S					

POU County: CASSIA

Other Rights: NONE

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.

Remarks: EXP STOCKWATER, 1200 SHEEP, 180 RANGE CATTLE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

AJ0749NP
No. R45-10835

Comments: Date: 10/17/1997 User-ID: SSHERMAN Subject: COPIED FROM REMARKS

AUTHORITY TO CLAIM WATER RIGHT:

IDAHO CODE SECTION 43-113 & 42-114

ATTORNEY GENERAL OPINION 88-6, DICTUM.

PERMITEE

****NOTES ON P/D****

COLD CREEK--INSTREAM USE

--BEG. NW, SW, NW, SEC. 11--END. NE, NW, SEC. 2, T16S. R22E.

EMERY CREEK--INSTREAM USE

--BEG. SE, SE, SE, SEC. 10--END. SE, NW, SEC. 08, T16S. R22E.

UNNAMED SPRING (#1)--INSTREAM USE

--BEG. SW, SW, NW, SEC. 10--END. SE, SE, SEC. 09, T16S. R22E.

UNNAMED SPRING (#2)--INSTREAM USE

--BEG. SW, NW, NW, SEC. 10--END. NE, NE, SEC. 08, T16S. R22E.

SPRING CREEK--INSTREAM USE

--BEG. NE, SW, NW, SEC. 34--END. NE, NE, SEC. 32, T15S. R22E.

UNNAMED SPRING (SPRING CREEK)--INSTREAM USE

--BEG. NW, SW, SEC. 03--END. NW, NE, SEC. 05, T16S. R22E.

ADDED GRID ADDRESS.

Audit: 10/17/97 SSHERMAN

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

DATE: AUG-20-1997
PAGE: A-139

RIGHT NUMBER: 45-10835

NAME & ADDRESS: PICKETT RANCH & SHEEP COMPANY
~~RT 1 BOX 80~~ 1650 S. 570 W.
OAKLEY ID 83346

SOURCE: COLD CREEK
EMERY CREEK
SPRING
SPRING CREEK
SPRING

TRIBUTARY: GOOSE CREEK
GOOSE CREEK
EMERY CREEK
GOOSE CREEK
SPRING CREEK

QUANTITY: 0.1 CFS .02 - no diversion wks -

PRIORITY DATE: 04/30/1879

POINT OF DIVERSION: T15S R22E S34 *BLM* NESWNW (INSTREAM BEGINNING POINT) Within CASSIA County
T16S R22E S03 " NWSW (INSTREAM BEGINNING POINT)
~~S10 State SWSNW (INSTREAM BEGINNING POINT)~~
~~SESESE (INSTREAM BEGINNING POINT)~~
S11 *BLM* NWSWNW (INSTREAM BEGINNING POINT)
T15S R22E S32 NENE (INSTREAM ENDING POINT)
T16S R22E S02 NENW (INSTREAM ENDING POINT)
S05 NWNE (INSTREAM ENDING POINT)
S08 NENE (INSTREAM ENDING POINT)
SENW (INSTREAM ENDING POINT)

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05-01 06-30	0.04 CFS
STOCKWATER	05-15 10-30	0.06 CFS

PLACE OF USE:

STOCKWATER Within CASSIA County

T15S R22E S32 <i>BLM</i>	NENE			
S33	SWNE	SENE	NWNW	SWNW
S34	SWNW			
~~T16S R22E S02 State~~	~~NENW~~	~~NESW~~	~~SWSW~~	~~SESW~~
S03 "	NWSW			
S04 <i>BLM</i>	SWNW	NESW	NESE	NWSE
	SWSE	SESE		
S05 <i>BLM</i>	NWNE	SENE		
S08	NENE	SWNE	SENE	SENW
	NESE			
S09	NENE	NWNE	NWNW	NESW
	NWSW	SESW	NESE	SWSE
	SESE			
S10 State	NWNW	SWNW	NESW	NWSW
	SWSW	SESW	SWSE	SESE
S11 "	NWNW	SWNW		

AJ5856NP

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

DATE: AUG-20-1997
PAGE: A-140

RIGHT NUMBER: 45-10835 (CONT)

PLACE OF USE: (CONT)

STOCKWATER
SAME AS OTHER USE

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

AUTHORITY TO CLAIM WATER RIGHT:
IDAHO CODE SECTION 43-113 & 42-114
ATTORNEY GENERAL OPINION 88-6, DICTUM.

PERMITEE

*****NOTES ON P/D*****

COLD CREEK--INSTREAM USE

--BEG. NW,SW,NW, SEC. 11--END. NE,NW, SEC. 2, T16S. R22E.

EMERY CREEK--INSTREAM USE

--BEG. SE,SE,SE, SEC. 10--END. SE,NW, SEC. 08, T16S. R22E.

UNNAMED SPRING (#1)--INSTREAM USE

--BEG. SW,SW,NW, SEC. 10--END. SE,SE, SEC. 09, T16S. R22E.

UNNAMED SPRING (#2)--INSTREAM USE

--BEG. SW,NW,NW, SEC. 10--END. NE,NE, SEC. 08, T16S. R22E.

SPRING CREEK--INSTREAM USE

--BEG. NE,SW,NW, SEC. 34--END. NE,NE, SEC. 32, T15S. R22E.

UNNAMED SPRING (SPRING CREEK)--INSTREAM USE

--BEG. NW,SW, SEC. 03--END. NW,NE, SEC. 05, T16S. R22E.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Verified by

Date:

Verification Source:

U.S.

07-07-97

C.R.

SD-0410-2
MODIFY REMARK

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 10/17/97
Time: 08:30:12

Water Right Number: A45-10835

13. Remarks Type : GEN

Remarks: --BEG. NE,SW,NW, SEC. 34--END. NE,NE, SEC. 32, T15S. R22E. _____

UNNAMED SPRING (SPRING CREEK)--INSTREAM USE _____

--BEG. NW,SW, SEC. 03--END. NW,NE, SEC. 05, T16S. R22E. _____

ADDED GRID ADDRESS. _____

(ENTER=Continue/Exit)

(GOLD2=Update) (GOLD4=Prev Scrn) (GOLD6=End of Data) (GOLD8=Cancel)
(GOLD3=Delete) (GOLD5=Next Scrn) (GOLD7=Copy to Cmts) (Gold9=Add Std Rmk)

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: [REDACTED]
Date Received: 7/07/1989
Receipt No: S007335
Received By: Sec

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PICKETT RANCH & SHEEP COMPANY 208-862-3482
Address: RT. 1 BOX 80
OAKLEY, ID 83346

2. Date of Priority: APR 30, 1879

3. Source: COLD CREEK Trib. to: GOOSE CREEK
EMERY CREEK GOOSE CREEK
SPRING EMERY CREEK
SPRING CREEK GOOSE CREEK
SPRING SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Minimum Instream Flow					
15S	22E	34	NE SW	NW	CASSIA
16S	22E	3	NW	SW	CASSIA
16S	22E	10	SW SW	NW	CASSIA
16S	22E	10	SE SE	SE	CASSIA
16S	22E	11	NW SW	NW	CASSIA
Ending Point of Minimum Instream Flow					
15S	22E	32	NE	NE	CASSIA
16S	22E	2	NE	NW	CASSIA
16S	22E	5	NW	NE	CASSIA
16S	22E	8	NE	NE	CASSIA
16S	22E	8	SE	NW	CASSIA

5. Description of diverting works:
INSTREAM USES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	05/01	06/30	0.040		
STOCKWATER	05/15	10/30	0.060		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

S/1200 SHEEP, 180 RANGE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres			
15S	22E	32	NE		NE		STOCK				
			SW		NE		STOCK				
			SE		NE		STOCK				
			NW		NW		STOCK				
			SW		NW		STOCK				
		16S	22E	34	SW		NW		STOCK		
					NE		NW		STOCK		
				2	NE		SW		STOCK		
					SW		SW		STOCK		
					SE		SW		STOCK		
					3	NW		SW		STOCK	
						4	SW		NW		STOCK
NE							SW		STOCK		
NE							SE		STOCK		
5	8				NW			SE		STOCK	
					SW		SE		STOCK		
					SE		SE		STOCK		
		NW		NE		STOCK					
	9	SE		NE		STOCK					
		NE		NE		STOCK					
		NW		NE		STOCK					
		NW		NW		STOCK					
		NE		SW		STOCK					
		NW		SW		STOCK					
	SE		SW		STOCK						
	NE		SE		STOCK						
	SW		SE		STOCK						
	SW		SE		STOCK						

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16S	22E	9	SE SE		STOCK	
		10	NW NW		STOCK	
			SW NW		STOCK	
			NE SW		STOCK	
			NW SW		STOCK	
			SW SW		STOCK	
			SE SW		STOCK	
			SW SE		STOCK	
			SE SE		STOCK	
		11	NW NW		STOCK	
			SW NW		STOCK	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

AUTHORITY TO CLAIM WATER RIGHT:
IDAHO CODE SECTION 43-113 & 42-114
ATTORNEY GENERAL OPINION 88-6, DICTUM.

PERMITEE

****NOTES ON P/D****

COLD CREEK--INSTREAM USE

--BEG. NW,SW,NW, SEC. 11--END. NE,NW, SEC. 2, T16S. R22E.

EMERY CREEK--INSTREAM USE

--BEG. SE,SE,SE, SEC. 10--END. SE,NW, SEC. 08, T16S. R22E.

UNNAMED SPRING (#1)--INSTREAM USE

--BEG. SW,SW,NW, SEC. 10--END. SE,SE, SEC. 09, T16S. R22E.

UNNAMED SPRING (#2)--INSTREAM USE

--BEG. SW,NW,NW, SEC. 10--END. NE,NE, SEC. 08, T16S. R22E.

SPRING CREEK--INSTREAM USE

--BEG. NE,SW,NW, SEC. 34--END. NE,NE, SEC. 32, T15S. R22E.

UNNAMED SPRING (SPRING CREEK)--INSTREAM USE

--BEG. NW,SW, SEC. 03--END. NW,NE, SEC. 05, T16S. R22E.

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
_____,
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 445-10835
Date Received _____
Receipt Number 5067335

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 25 1989

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Pickett Ranch & Sheep Company Phone (208) 862-3482
Mailing Address Route 1 Box 80 Oakley, Idaho Zip 83346
2. Date of Priority (Only one (1) per claim) April, 1879
3. Source of water supply (a) See attached page for names.
which is tributary to (b) See attached page.
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: See attached page
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. Instream Livestock Use

MICROFILMED

MAR 08 1993

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from May . 1 to June 30 amount 0.04 or _____
For Stockwater purposes from May 15 to Oct. 30 amount 0.06 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.10 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1200 sheep (ewes w/lamb) and 180 range cattle -- Stockwater

10. Description of place of use: See attached page

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes _____ No X
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 (X)

14. Remarks:

Authority to claim water right: Idaho Code Section 42-113 and
Attorney General Opinion 88-6,
dictum.
Permittee

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Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

RECEIVED
MAIL ROOM
JAN 8 0 1988

Mail Room Sheet No. 42-1400 a 2/88

Scale: 2 inches equals 1 mile

[illegible]

MAR 08 1993

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X 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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 2

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
of Pickett Ranch & Sheep Co , that I have signed the foregoing
document in the space below as Vice President of Pickett Ranch & Sheep Co
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
Title and Organization V.P. Pickett Ranch & Sheep Co Date 06/25/89

State of Idaho/or _____)
County of TF) SS.
Subscribed and sworn (or affirmed) before me this 25 day of May 19 89
SEAL Notary Public [Signature]
Residing at TF
My Commission Expires 5/94

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 _____ Ident. Number _____

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MAR 08 1993
Copies White-State, Yellow-Claimant

PICKETT RANCH & SHEEP COMPANY

BLM/STATE TRUST LANDS -- PRIVATE ALLOTMENT

- A. Cold Creek - Tributary of Goose Creek, which is a tributary of the Oakley Reservoir.
Beginning: •NWSWNW Sec. 11 T16S R22E
Running: NWNW
 SWSW Sec. 2
 SESW
 NESW
Ending: •NW NENW
- B. Emery Creek - Tributary of Goose Creek, which is a tributary of the Oakley Reservoir.
Beginning: SESESE Sec. 10 T16S R22E
Running: SESE
 SWSE
 SESW
 SWSW
 SESE Sec. 9
 SWSE
 SESW
 NESW
 NWSW
 NESE Sec. 8
 SENE
 SWNE
Ending: SENW
- C. Unnamed Spring - Tributary of Emery Creek, which is a tributary of Goose Creek, which is a tributary of Oakley Reservoir.
Beginning: SWSWNW Sec. 10 T16S R22E
Running: NESW
 NWSW
 NESE Sec. 9
Ending: SESE
- D. Unnamed Spring - Tributary of Emery Creek, which is a tributary of Goose Creek, which is a tributary of Oakley Reservoir.
Beginning: SWNWNW Sec. 10 T16S R22E
Running: NENE Sec. 9
 NWNE
 NWNW
Ending: NENE Sec. 8
- E. Spring Creek - Tributary of Goose Creek, which is a tributary of Oakley Reservoir.
Beginning: NESWNW Sec. 34 T15S R22E

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MAR 08 1993

Running: SWNW
SENE Sec. 33
SWNE
SENW
SWNW
NWNW
Ending: NENE Sec. 32

F. Unnamed Spring - Tributary of Spring Creek, which is a tributary of
Goose Creek, which is a tributary of Oakley Reservoir.
(These are odd shaped sections along a township line.)

Beginning: NWSW Sec. 3 T16S R22E
Running: NESE Sec. 4
SESE
SWSE
NWSE
NESW
NWSW
SWNW
SENE Sec. 5
Ending: NWNE

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MAR 08 1993