

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 45-13416  
Date Received: 1/24/2002  
Receipt No:  
Received By: *X* 5025699

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

1. Name of Claimant(s)

PICKETT RANCH & SHEEP CO  
1650 S 570 W  
OAKLEY ID 83346

Phone: (208)862-3482

2. Date of Priority: 06/30/1985

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot |    |    | County | Type |
|----------|-------|---------|-----------------------|----|----|--------|------|
| 13S      | 22E   | 17      | NW                    | SW | SE | CASSIA |      |
| 13S      | 22E   | 18      | NE                    | NE | NE | CASSIA |      |
| 13S      | 22E   | 17      | SW                    | SW | SE | CASSIA |      |

5. Description of diverting works:

THREE WELLS AND PUMPS DELIVERING TO COMMON PIPELINE NETWORK.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. (or) A.F.A |
|------------|-------|-------|-------------------|
| IRRIGATION | 03/15 | 11/15 | 1.9               |

7. Total Quantity Appropriated is:  
1.9 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township         | Range | Section | 1/4 of 1/4    | Lot | Use        | Acres      |                  |            |     |  |  |  |
|------------------|-------|---------|---------------|-----|------------|------------|------------------|------------|-----|--|--|--|
| 13S              | 22E   | 7       | NW            | NW  | 1          | IRRIGATION | 32               |            |     |  |  |  |
|                  |       |         | NE            | NW  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | SW            | NW  | 2          | IRRIGATION | 32               |            |     |  |  |  |
|                  |       |         | SE            | NW  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | NW            | SW  | 3          | IRRIGATION | 47               |            |     |  |  |  |
|                  |       |         | NE            | SW  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | NW            | SE  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | SW            | SW  | 4          | IRRIGATION | 47               |            |     |  |  |  |
|                  |       |         | SE            | SW  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | SW            | SE  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | SE            | SE  |            | IRRIGATION | 32               |            |     |  |  |  |
|                  |       |         | Section Acres |     |            |            |                  |            | 430 |  |  |  |
|                  |       |         | 13S           | 22E | 8          | SW         | SW               | IRRIGATION | 39  |  |  |  |
| Section Acres 39 |       |         |               |     |            |            |                  |            |     |  |  |  |
| 13S              | 22E   | 17      | NW            | NE  |            | IRRIGATION | 39               |            |     |  |  |  |
|                  |       |         | NE            | NE  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | SW            | NE  |            | IRRIGATION | 39               |            |     |  |  |  |
|                  |       |         | SE            | NE  |            | IRRIGATION | 40               |            |     |  |  |  |
|                  |       |         | NW            | SE  |            | IRRIGATION | 39               |            |     |  |  |  |
|                  |       |         | SW            | SE  |            | IRRIGATION | 39               |            |     |  |  |  |
|                  |       |         | NW            | NW  |            | IRRIGATION | 38               |            |     |  |  |  |
|                  |       |         | SE            | NW  |            | IRRIGATION | 31               |            |     |  |  |  |
|                  |       |         | NE            | NW  |            | IRRIGATION | 32               |            |     |  |  |  |
|                  |       |         | NE            | SW  |            | IRRIGATION | 20               |            |     |  |  |  |
| Section Acres    |       |         |               |     |            | 357        |                  |            |     |  |  |  |
| 13S              | 22E   | 18      | NE            | NE  | IRRIGATION | 36         |                  |            |     |  |  |  |
|                  |       |         |               |     |            |            | Section Acres 36 |            |     |  |  |  |
|                  |       |         |               |     |            |            | Total Acres 862  |            |     |  |  |  |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 45-2301 AND 45-2602 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 228 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 \_\_\_\_\_ Title \_\_\_\_\_

PICKETT RANCH & SHEEP Co. that I have signed the foregoing Organization \_\_\_\_\_

document in the space below as SECRETARY of \_\_\_\_\_ Title \_\_\_\_\_

PICKETT RANCH & SHEEP Co. and that the statements contained in the Organization \_\_\_\_\_

foregoing document are true and correct. \_\_\_\_\_ Signature of Authorized Agent

SECRETARY

Title and Organization

4/14/03

Date

State of Idaho )

County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 11<sup>th</sup>

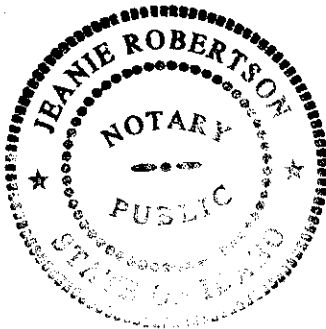
of April 2003

Jeanie Robertson

Notary Public

Residing at Twin Falls, ID

My commission Expires 9-23-06



# Idaho Department of Water Resources Receipt

Receipt ID S025699

|                |                          |               |                      |        |          |        |                          |
|----------------|--------------------------|---------------|----------------------|--------|----------|--------|--------------------------|
| Payment Amount | \$50.00                  | Date Received | 4/11/2003 2:28:31 PM | Region | Southern | Status | <input type="checkbox"/> |
| Payment Type   | Check                    | Check Number  | 2401                 |        |          |        |                          |
| Payer          | PICKETT, DAVID           |               |                      |        |          |        |                          |
| Comment        | 45-13416 Expansion Claim |               |                      |        |          |        |                          |

## Fee Detail

| Amount  | Description             | Fund | FD    | PCA  | SO |
|---------|-------------------------|------|-------|------|----|
| \$50.00 | ADJUDICATION FILING FEE | 0337 | 44503 | 1155 |    |

  
Signature Line (Dept. Representative)



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

March 19, 2003

*cell: 302-3401*

PICKETT RANCH & SHEEP CO  
1650 S 570 W  
OAKLEY ID 83346

RE: Expansion Claim 45-13416

Dear Mr. Pickett,

I have enclosed the expansion claim we talked about. Please sign, have notarized and return along with a \$50.00 filing fee. (I had told you the total would be \$278.00 but I forgot the canal company already paid the acre fees for the 228 extra acres.) This creates a total place of use of 862 acres, of which 634 acres are covered by licenses 45-2301 and 45-2602. These expansion claims have the priority date of 6/30/1985 and have no additional diversion rate or volume. The three rights combined will be limited to 7.22 cfs and 2536 AFA.

I have also enclosed your copies of claims 45-2299, 45-4023 & 45-4026, the ones you purchased from Woodhouse which have now been changed to Pickett.

Please feel free to call if you have any questions or would like to set up an appointment to go over anything.

Sincerely,

Jeanie Robertson  
Sr. Water Resource Agent

VERIFIED BY 4/14/03  
04/14/2003

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

RIGHT NUMBER: 45-13416  
NAME AND ADDRESS: PICKETT RANCH & SHEEP CO  
1650 S 570 W  
OAKLEY ID 83346  
SOURCE: GROUND WATER  
QUANTITY: 1.900 CFS

TRIBUTARY:

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 7.16 CFS AND TO A TOTAL COMBINED ANNUAL  
DIVERSION VOLUME OF 2586 AF. COMBINED RIGHT NOS.: 45-2301, 45-2602  
AND 45-13416.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION:

T13S R22E S17 NWSWE Within CASSIA County Source: GROUND WATER  
T13S R22E S17 SWSWE Within CASSIA County Source: GROUND WATER  
T13S R22E S18 NENENE Within CASSIA County Source: GROUND WATER

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/15 11/15          | 1.900 CFS       |

PLACE OF USE:

| <u>IRRIGATION Within CASSIA County</u> |      |      |                     |      |      |
|----------------------------------------|------|------|---------------------|------|------|
| T13S R22E S07                          | NENW | 40.0 | T13S R22E S07 Lot 1 | NWNW | 32.0 |
| T13S R22E S07 Lot 2                    | SWNW | 32.0 | T13S R22E S07       | SENW | 40.0 |
| T13S R22E S07                          | NESW | 40.0 | T13S R22E S07 Lot 3 | NWSW | 47.0 |
| T13S R22E S07 Lot 4                    | SWSW | 47.0 | T13S R22E S07       | SESW | 40.0 |
| T13S R22E S07                          | NWSE | 40.0 | T13S R22E S07       | SWSE | 40.0 |
| T13S R22E S07                          | SESE | 32.0 | T13S R22E S08       | SWSW | 39.0 |
| T13S R22E S17                          | NENE | 40.0 | T13S R22E S17       | NWNE | 39.0 |
| T13S R22E S17                          | SWNE | 39.0 | T13S R22E S17       | SENE | 40.0 |
| T13S R22E S17                          | NENW | 32.0 | T13S R22E S17       | NWNW | 38.0 |
| T13S R22E S17                          | SENW | 31.0 | T13S R22E S17       | NESW | 20.0 |
| T13S R22E S17                          | NWSE | 39.0 | T13S R22E S17       | SWSE | 39.0 |
| T13S R22E S18                          | NENE | 36.0 |                     |      |      |

862 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 862 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-2301, 45-2602, & 45-13416.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 228 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

04/14/2003

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

---

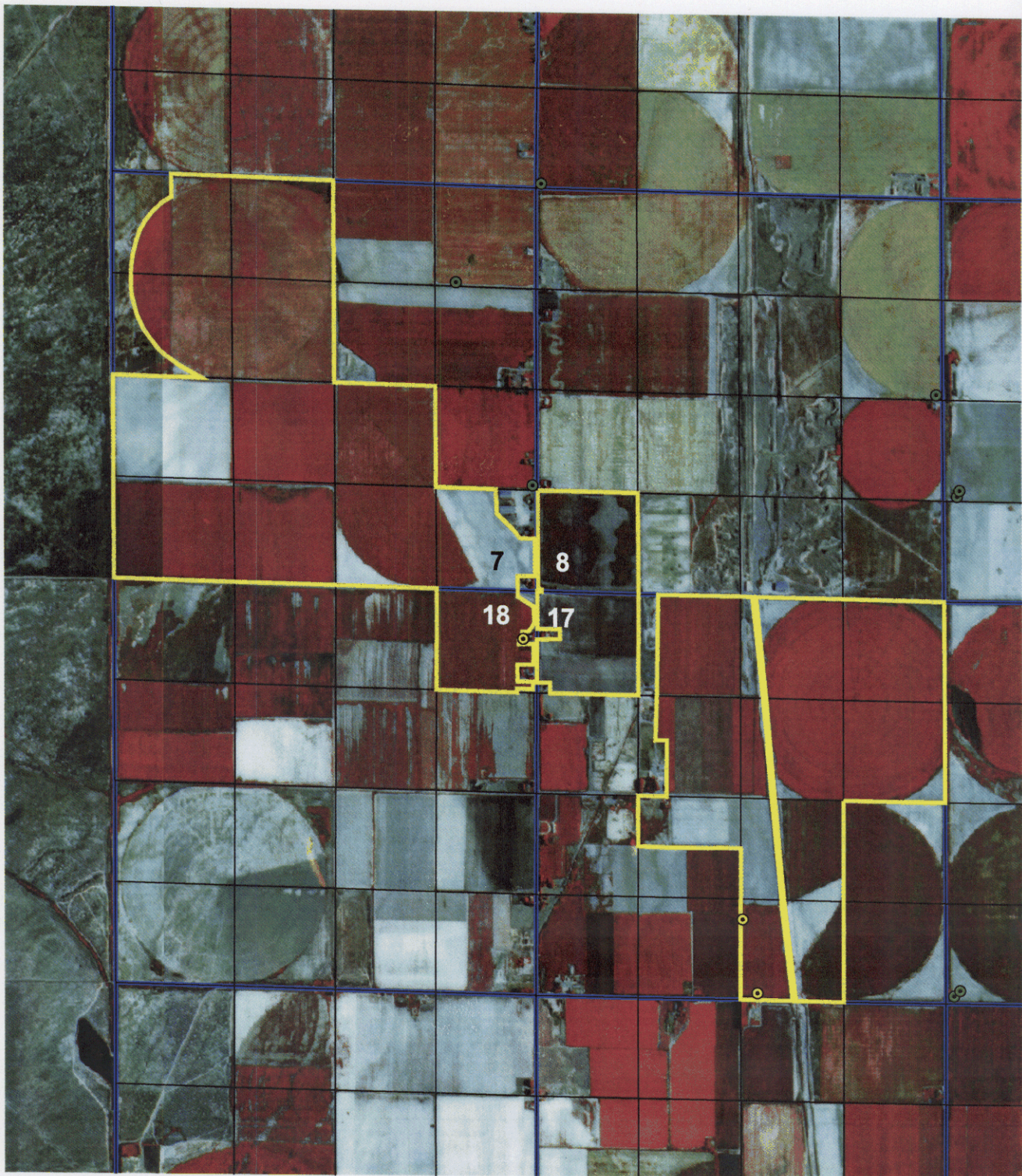
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 45-2301 & 45-2602  
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM OAKLEY CANAL CO.

45-2301, 45-2602, & 45-13416



1320 0 1320 Feet

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

RECOMMENDED PLACE OF USE  
DATA ENTRY ON MAR. 14, 2003  
TWP 13S, RNG 22E, SEC. 7, 8, 17 & 18



Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-13416 V1

WATER RIGHT NUMBER: 45-13416 V1

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

Priority Date: 06/30/1985  
 Basis: Beneficial Use  
 Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| GROUND WATER  |                  |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 03/15 to 11/15          | 1.900 CFS             |                      |
|                       | <u>Total Diversion:</u> | 1.900 CFS             |                      |

Location of Point(s) of Diversion

|               |                 |                                 |
|---------------|-----------------|---------------------------------|
| GROUND WATER  | NW1/4SW1/4SE1/4 | Sec. 17, Twp 13S, Rge 22E, B.M. |
| CASSIA County |                 |                                 |
| GROUND WATER  | NE1/4NE1/4NE1/4 | Sec. 18, Twp 13S, Rge 22E, B.M. |
| CASSIA County |                 |                                 |
| GROUND WATER  | SW1/4SW1/4SE1/4 | Sec. 17, Twp 13S, Rge 22E, B.M. |
| CASSIA County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|----|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE | NW   | SW   | SE   |        |
| 13S | 22E | 7   |      |      |      |      | 40.0 | 32.0 | 32.0 | 40.0 | 40.0 | 47.0 | 47.0 | 40.0 |    | 40.0 | 40.0 | 32.0 | 430.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      | L 3  | L 4  |      |    |      |      |      |        |
| 13S | 22E | 8   |      |      |      |      |      |      |      |      |      | 39.0 |      |      |    |      |      |      | 39.0   |
| 13S | 22E | 17  | 40.0 | 39.0 | 39.0 | 40.0 | 32.0 | 38.0 |      | 31.0 | 20.0 |      |      |      |    | 39.0 | 39.0 |      | 357.0  |
| 13S | 22E | 18  | 36.0 |      |      |      |      |      |      |      |      |      |      |      |    |      |      |      | 36.0   |

Total Acres: 862

Conditions of Approval:

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 45-13416 V1

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. S21 USE OF THIS RIGHT IS COMBINED WITH WATER FROM OAKLEY CANAL CO.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 862 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2301, 45-2602, & 45-13416.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.16 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2586 AF. COMBINED RIGHT NOS.: 45-2301, 45-2602 AND 45-13416.
3. General THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 45-2301 & 45-2602 PURSUANT TO SECTION 42-1416B, IDAHO CODE.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 228 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. jroberts 4/14/2003 Basis of Recommendation  
Comment: This right is an expansion of 45-2301 and 45-2602 for 228 acres.

Dates and Other Information:

Decreed Date:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 Defendant:  
 Plaintiff:  
 Civil Case Number:  
 Judicial District:  
 Notice of Error Flag:  
 State or Federal:  
 Owner Name Connector:  
 Water District Number:  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Priority Date  | 4/14/2003 2:08:43 PM      | jroberts        |                           |                 | Active        |
| POD            | 4/14/2003 2:09:09 PM      | jroberts        |                           |                 | Active        |
| Source         | 4/14/2003 2:11:56 PM      | jroberts        |                           |                 | Active        |
| POU            | 4/14/2003 2:13:14 PM      | jroberts        |                           |                 | Active        |
| Use            | 4/14/2003 2:14:58 PM      | jroberts        |                           |                 | Active        |
| Season         | 4/14/2003 2:27:47 PM      | jroberts        |                           |                 | Active        |
| Quantity       | 4/14/2003 2:31:08 PM      | jroberts        |                           |                 | Active        |
| Summary        |                           |                 | 04/14/2003                | jroberts        | Active        |

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 45-13416 V1

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|----------------|------------------------|-----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD            | 4/14/2003 2:09:10 PM   | jroberts        | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                       |
| POD            | 4/14/2003 2:09:28 PM   | jroberts        | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| POD            | 4/14/2003 2:09:39 PM   | jroberts        | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| POD            | 4/14/2003 2:09:59 PM   | jroberts        | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| POD            | 4/14/2003 2:10:10 PM   | jroberts        | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| POD            | 4/14/2003 2:10:28 PM   | jroberts        | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| POD            | 4/14/2003 2:10:38 PM   | jroberts        | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Source         | 4/14/2003 2:11:57 PM   | jroberts        | (No) 1. Is the basis of claim Decree or License?<br>(No) 2. Is the basis of claim an Application or Permit?<br>(No) 6. Is the basis of claim a Posted Notice?<br>(No) 7. Is there evidence that there has been a change in the source?<br>(Yes) 10. Does the file contain all the necessary information to verify the source?<br>Description for Question 10 - Same as licenses 45-2301 and 45-2602 of which this right is an expansion.                                     |
| POU            | 4/14/2003 2:13:15 PM   | jroberts        | (No) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2b. Is the POU required?<br>(No) 3. Is the basis of claim a Application or Permit?<br>(No) 7. Is there evidence that there has been a change in the POU?<br>(Yes) 13. Does the file contain all the necessary information to verify the POU?<br>(Yes) 14. Is a POU remark and/or condition required?<br>Description for Question 13 - Per Gis interpretation of irrigated acres from the 1987 aerial photo. |
| POU            | 4/14/2003 2:13:32 PM   | jroberts        | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| POU            | 4/14/2003 2:14:09 PM   | jroberts        | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 45-13416 V1

|          |                      |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------|----------------------|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Use      | 4/14/2003 2:14:59 PM | jroberts | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Purpose of Use?</p> <p>(Yes) 11. Does the file contain all the necessary information to verify the Water Use?</p> <p>(No) 13. Is a Purpose of Use remark and/or condition required?</p> <p>Description for Question 10,11,12 - same as licenses of which this is an expansion</p>                                                                                                                                                                                                                                       |
| Season   | 4/14/2003 2:27:47 PM | jroberts | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p>                                                                                                                    |
| Quantity | 4/14/2003 2:31:09 PM | jroberts | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is the basis of claim a posted notice?</p> <p>(No) 7. Is a flow measurement required?</p> <p>(Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(Yes) 10. Is a irrigation a purpose of use?</p> <p>(Yes) 12. Is a Quantity remark or condition required?</p> <p>Description for Question 7 - No diversion allowed for expansion claims</p> <p>(7.22 cfs from 45-2103 + -2602 divided by 862 total acres X 228 expansion acres = 1.9 cfs)</p> <p>Description for Question 10 - No volume allowed for expansion claims</p> |
| Summary  | 4/14/2003 2:36:36 PM | jroberts | <p>(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?</p> <p>(Yes) 5. Is an additional remark and/or condition required?</p> <p>(Yes) 6. Would you like to view the recommended right?</p> <p>(No) 7. Is this a split or combined right?</p> <p>(No) 8. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 9. Would you like to set the verification date?</p>                                                                                                                                                                                   |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 45-13416 V1

Priority Date 4/14/2003 2:08:43 PM jroberts

(No) 1. Should this water use have been included in a later court decree of the water rights from this source?

(No) 4. Is the basis of claim decree or license?

(No) 7. Is the basis of claim a Application or Permit?

(No) 8. Is the basis of claim a posted notice?

(Yes) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use?

(Yes) 11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426?

(Yes) 12. Does the claim file contain sufficient evidence of Priority Date?

(Yes) 15. Is the basis of claim coded correctly?

(No) 16. Is a Priority Date remark and/or condition required?

Description for Question 12/13 - Expansion claims have the priority date of 6/30/1985 per Idaho Code 42-1416b.

GIS = 862 Ac.

Lic = 634 A.

(45-13416) EXP = 228 Ac.

| RIGHT<br>NO |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |     |
|-------------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|
|             | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE  |
| GIS         | 13S | 22E | 7   |    |    |    |    | 40 | 32 | 32 | 40 | 40 | 47 | 47 | 40 |    | 40 | 40 | 32  |
| 2301        |     |     |     |    |    |    |    | 40 | 32 | 32 | 40 | 40 | 47 | 47 | 40 |    | 40 | 40 | 32  |
| EXP         |     |     |     |    |    |    |    | -  | -  | -  | -  | -  | 33 | 47 | -  |    | 40 | 32 | 752 |

| RIGHT<br>NO |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-------------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|             | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| GIS         | 13S | 22E | 8   |    |    |    |    |    |    |    |    |    |    | 39 |    |    |    |    |    |
| 2602        |     |     |     |    |    |    |    |    |    |    |    |    |    | 40 |    |    |    |    |    |
|             |     |     |     |    |    |    |    |    |    |    |    |    |    | +1 |    |    |    |    | +1 |

| RIGHT<br>NO |     |     |     | NE |    |    |    | NW |     |    |    | SW |    |    |    | SE |    |    |     |
|-------------|-----|-----|-----|----|----|----|----|----|-----|----|----|----|----|----|----|----|----|----|-----|
|             | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE  |
| GIS         | 13S | 22E | 17  | 40 | 39 | 39 | 40 | 32 | 38  |    | 31 | 20 |    |    |    | 39 | 39 |    | 357 |
| 2301        |     |     |     | 40 |    |    |    | 40 |     |    | 40 |    |    |    |    | 40 |    |    | 112 |
| 2602        |     |     |     |    | 32 | 38 | 40 | 34 |     |    | 35 | 20 |    |    |    | 32 | 18 |    | 289 |
| EXP         |     |     |     | 40 | -1 | +1 | -  | +8 | -38 |    | +9 | -  |    |    |    | +1 | 21 |    | -81 |

| RIGHT<br>NO |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-------------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|             | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| GIS         | 13S | 22E | 18  | 36 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 36 |
| 2301        |     |     |     | 40 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 40 |
| 2602        |     |     |     | 40 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 40 |

EXP. Claim 45-13416 of 45-2301 (4.46 cfs) 45-2602 (2.76 cfs)



transfer  
pending

45-2425      5/11/1952      1.07 cfs      77 Ac.

- pond & pool in NW 1/4 of Sec. 20
- also uses Oakley Canal Co. water
- 76.7 Ac. licensed
- 50" measured - 1.07 cfs licensed (.013 cfs/Ac.)
- pool claimed as licensed (except for rounding)

45-2602      2/3/1960      2.76 cfs      329 Ac.

- licensed well in SWSE of Sec. 17 for 2.76 cfs  
claims two other wells (another in SWSW of Sec. 17  
and one in NENE of Sec. 18) same as 45-2301
- licensed for 329 acres but remarks state that  
system delivers to 747 Ac. with Oakley CC water
- $2.76 \text{ cfs} \div 329 \text{ Ac.} = .008 \text{ cfs/Ac.}$
- pool claimed as licensed
- 156 "different" acres, 173 ac. overlap with 45-2301  
    ↓

45-2301      5/10/1949      4.46 cfs      458 Ac.

- licensed wells in SWSE of Sec. 17 (one well) <sup>1029.2 ac.</sup> and  
NENE of Sec. 18 (121") - 242 cfs  
claims three wells (2 in SW SE of Sec. 17) <sup>same as 45-2425</sup>
- licensed for 458 acres but remarks state that  
system delivers to 747 Ac. with Oakley CC water  
 $4.46 \div 458 = .009 \text{ cfs/Ac.}$
- pool claimed as licensed
- ~~75~~ <sup>315</sup> "different" acres, ~~315~~ <sup>450</sup> ac. overlap with 45-2602  
    ↑

app. 45-13416  
first  
228 Ac.

| COMBINED LIMITS DATA WORKSHEET |          |               |                 |                |            |
|--------------------------------|----------|---------------|-----------------|----------------|------------|
| Individual Rights:             |          |               |                 |                |            |
|                                | WR #     | Rate          | Volume          | Tot. Acres     | Acre Limit |
| 1                              | 45-2301  | 4.46          | 1832            | 862            | 458        |
| 2                              | 45-2602  | 2.76          | 1316            | 862            | 329        |
| 3                              | 45-13416 | —             | —               | 862            | 228        |
| 4                              |          |               |                 |                |            |
| 5                              |          |               |                 |                |            |
| 6                              |          |               |                 |                |            |
| 7                              |          |               |                 |                |            |
| 8                              |          |               |                 |                |            |
| 9                              |          |               |                 |                |            |
| 10                             |          |               |                 |                |            |
| Combinations:                  |          |               |                 |                |            |
|                                | WR #     | Combined Rate | Combined Volume | Combined Acres |            |
|                                | 45-2301  |               | } 2586          | } 634          |            |
|                                | 45-2602  |               |                 |                |            |
|                                | 45-2301  |               | } 2586          | } 862          |            |
|                                | 45-2602  |               |                 |                |            |
|                                | 45-13416 |               |                 |                |            |
|                                |          |               |                 |                |            |
|                                |          |               |                 |                |            |
|                                |          |               |                 |                |            |
|                                |          |               |                 |                |            |
| Other Conditions, Remarks:     |          |               |                 |                |            |
| 1                              |          |               |                 |                |            |
| 2                              |          |               |                 |                |            |
| 3                              |          |               |                 |                |            |
| 4                              |          |               |                 |                |            |
| 5                              |          |               |                 |                |            |
| 6                              |          |               |                 |                |            |
| 7                              |          |               |                 |                |            |
| 8                              |          |               |                 |                |            |
| 9                              |          |               |                 |                |            |
| 10                             |          |               |                 |                |            |



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

March 19, 2003

PICKETT RANCH & SHEEP CO  
1650 S 570 W  
OAKLEY ID 83346

RE: Expansion Claim 45-13416

Dear Mr. Pickett,

I have enclosed the expansion claim we talked about. Please sign, have notarized and return along with a \$50.00 filing fee. (I had told you the total would be \$278.00 but I forgot the canal company already paid the acre fees for the 228 extra acres.) This creates a total place of use of 862 acres, of which 634 acres are covered by licenses 45-2301 and 45-2602. These expansion claims have the priority date of 6/30/1985 and have no additional diversion rate or volume. The three rights combined will be limited to 7.22 cfs and 2536 AFA.

I have also enclosed your copies of claims 45-2299, 45-4023 & 45-4026, the ones you purchased from Woodhouse which have now been changed to Pickett.

Please feel free to call if you have any questions or would like to set up an appointment to go over anything.

Sincerely,

Jeanie Robertson  
Sr. Water Resource Agent