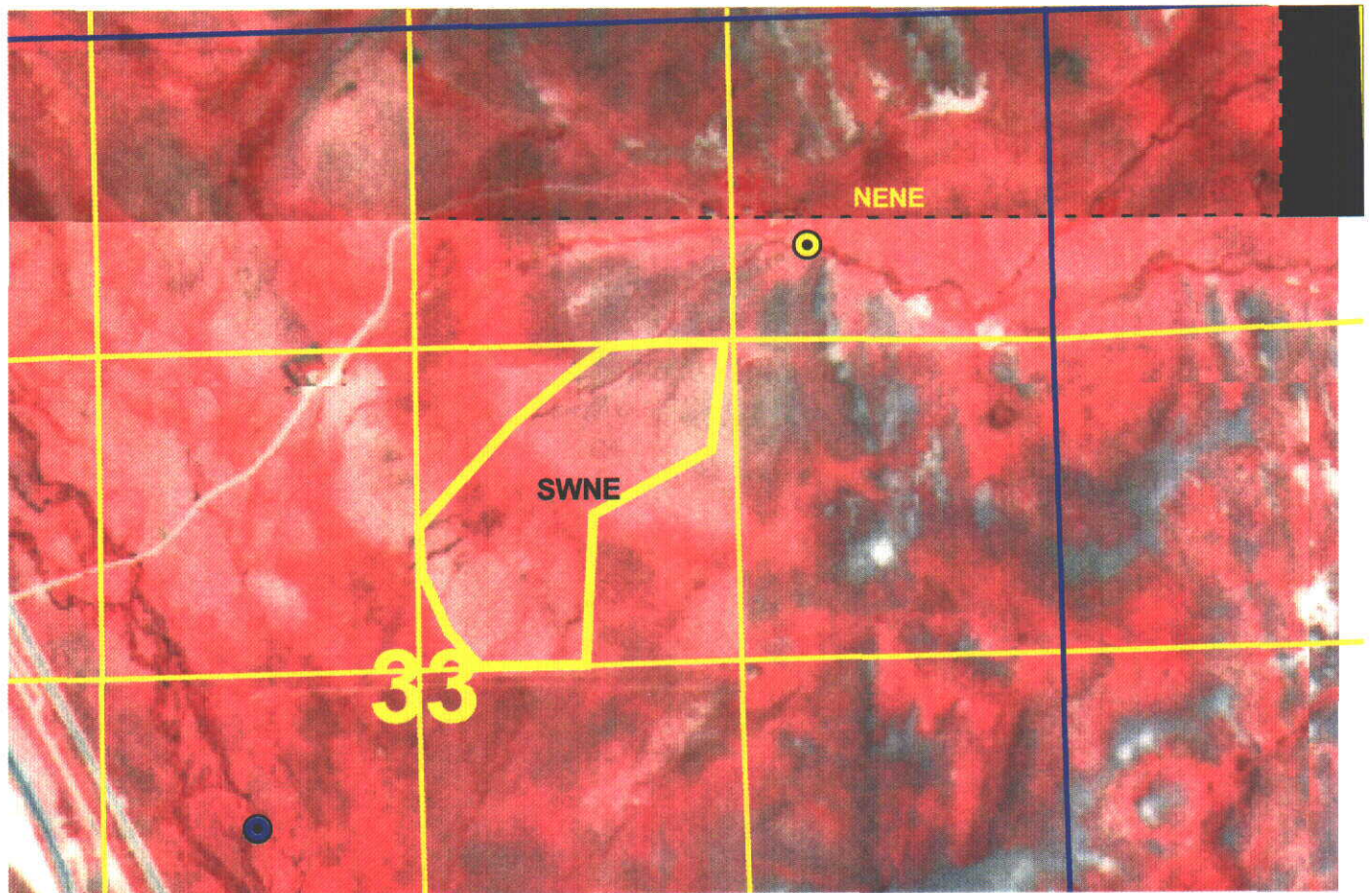


IDAHO DEPARTMENT OF WATER RESOURCES

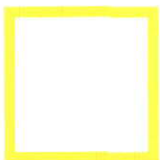
31-10145

T13N, R36E SEC 33



POINT OF DIVERSION

ACRES IRRIGATED- 20



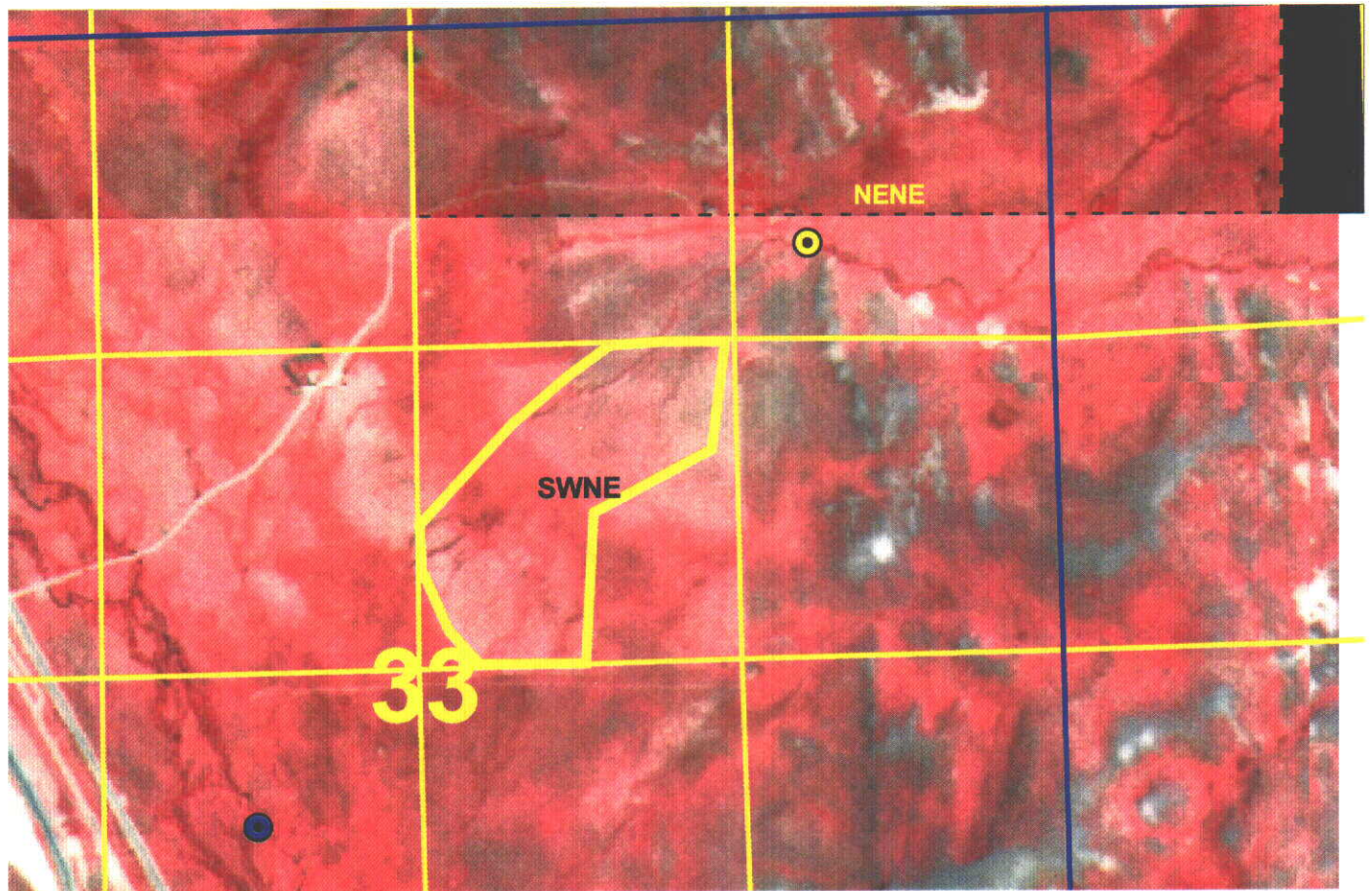
PLACE OF USE

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

IDAHO DEPARTMENT OF WATER RESOURCES

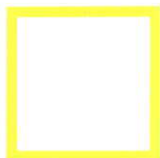
31-10145

T13N, R36E SEC 33



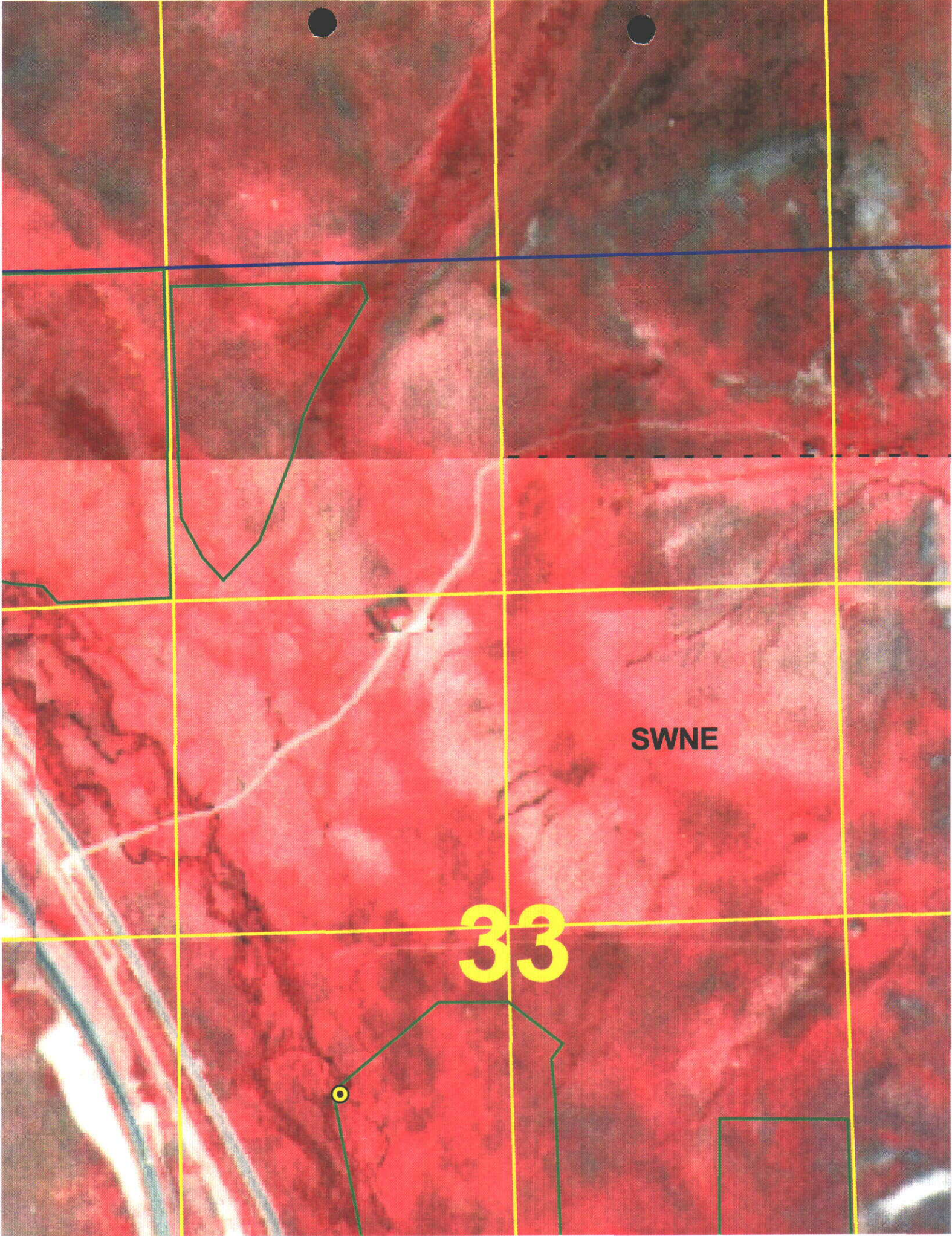
POINT OF DIVERSION

ACRES IRRIGATED- 20



PLACE OF USE

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON



SWNE

33

12/06/2000

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

RIGHT NUMBER: 31-10145

NAME AND ADDRESS: WOOD LAND & CATTLE INC
3778 E 500 N
RIGBY, ID 83442

SOURCE: CHICKEN CREEK TRIBUTARY: BEAVER CREEK

QUANTITY: 0.4 CFS

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

PRIORITY DATE: 05/01/1948

POINT OF DIVERSION: T14N R36E S33 NENE Within CLARK County
T14N R36E S33 NENE Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05-01 10-31	0.40 CFS
STOCKWATER	04-15 10-15	0.02 CFS

PLACE OF USE:

IRRIGATION Within CLARK County
T14N R36E S33 SWNE 20
STOCKWATER Use same as IRRIGATION
20 ACRES TOTAL

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER 300 CATTLE

DEC 05 2000

RECEIVED

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 31-10145
Date Received: 6/23/88
Receipt No:
Received By:

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

1. Name of Claimant(s)

WOOD LAND & CATTLE INC Phone: (208)745-7846

3778 E 500 N
RIGBY ID USA 83442

2. Date of Priority: 05/15/1896

3. Source: CHICKEN CREEK Trib. to: BEAVER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
14N	36E	33	NW NE	CLARK

5. Description of diverting works:

CREEK FINGERS INTO SEVERAL CHANNELS ACROSS PROPERTY.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	2	
STOCKWATER	04/15	10/31	0.02	

7. Total Quantity Appropriated is:

2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 300

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
14N	36E	33	SW NE	IRRIGATION	20

Section Acres 20
Total Acres 20

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of
Title
Wood Land & Cattle, Inc., that I have signed the foregoing
Organization
document in the space below as President of
Title
Wood Land & Cattle, Inc. and that the statements contained in the
Organization
foregoing document are true and correct. Thomas D Wood
Signature of Authorized Agent

Wood Land & Cattle, Inc
Title and Organization

12/4/00

Date

State of Idaho)
County of T Jefferson) SS.

Subscribed and sworn (or affirmed) before me this

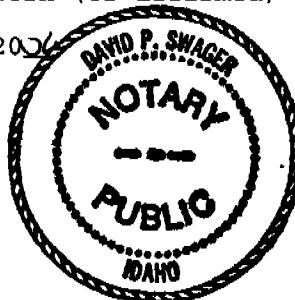
of Dec 2006

4th
David P. Swager

Notary Public

Residing at Big ID

My commission Expires 6-15-06



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: A31-10145
Date Received: 6/23/1988
Receipt No: E000499
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WOOD LAND & LIVESTOCK INC. 208-745-7846
Address: RTE 1, BOX 21
RIGBY, ID 83442

2. Date of Priority: MAY 15, 1896

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
14N	36E	33	NW NE		CLARK

5. Description of diverting works:
CREEK FINGERS INTO SEVERAL CHANNELS ACROSS PROPERTY.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 300 CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	36E	33	SW NE		IRR	20.0
Section Acres						20.0

A310145



MICROFILMED

10. Place of Use: Continued

Total Acres 20.0

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:
NONE.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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 Pres of
Wood Land & Cattle Inc, that I have signed the foregoing
Organization document in the space below as Pres of
Wood Land & Cattle Inc and that the statements contained in the
Organization foregoing document are true and correct.

Thomas D Wood
Signature of Authorized Agent
Pres Wood Land & Cattle Inc
Title and Organization
6-23-88
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 23rd day

of June 19 88

Colleen Wray
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 5/29/1991

ne
e

Glen
Zufelt

29	28
32	33

Tom
Wood
869
T125

Hobbs,

OWLER Ranches

32	33
5	4

Savage

3340
T146

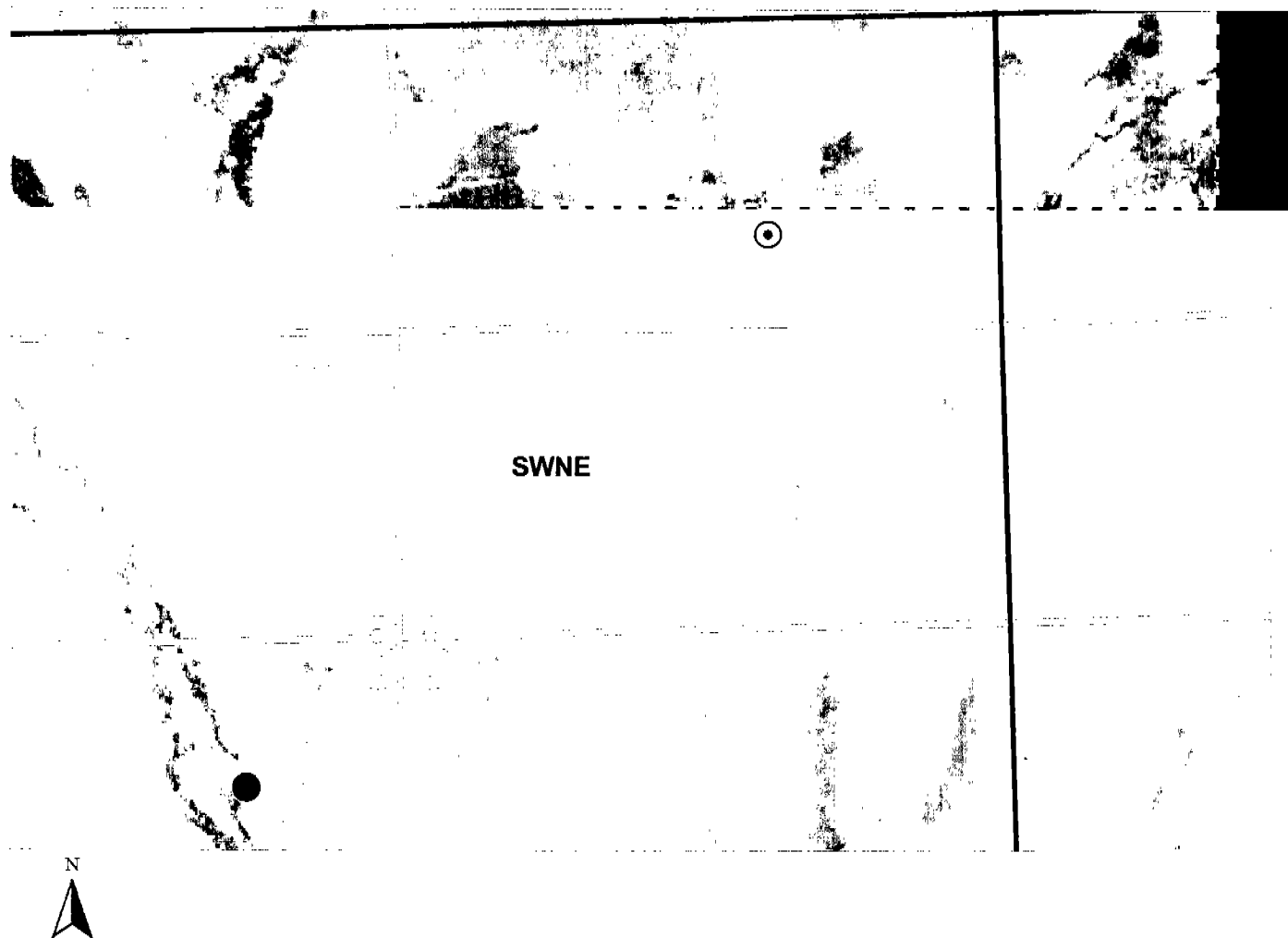
A31-10145

RAND

IDAHO DEPARTMENT OF WATER RESOURCES

31-10145

T13N, R36E SEC 33



⊙ POINT OF DIVERSION

PLACE OF USE

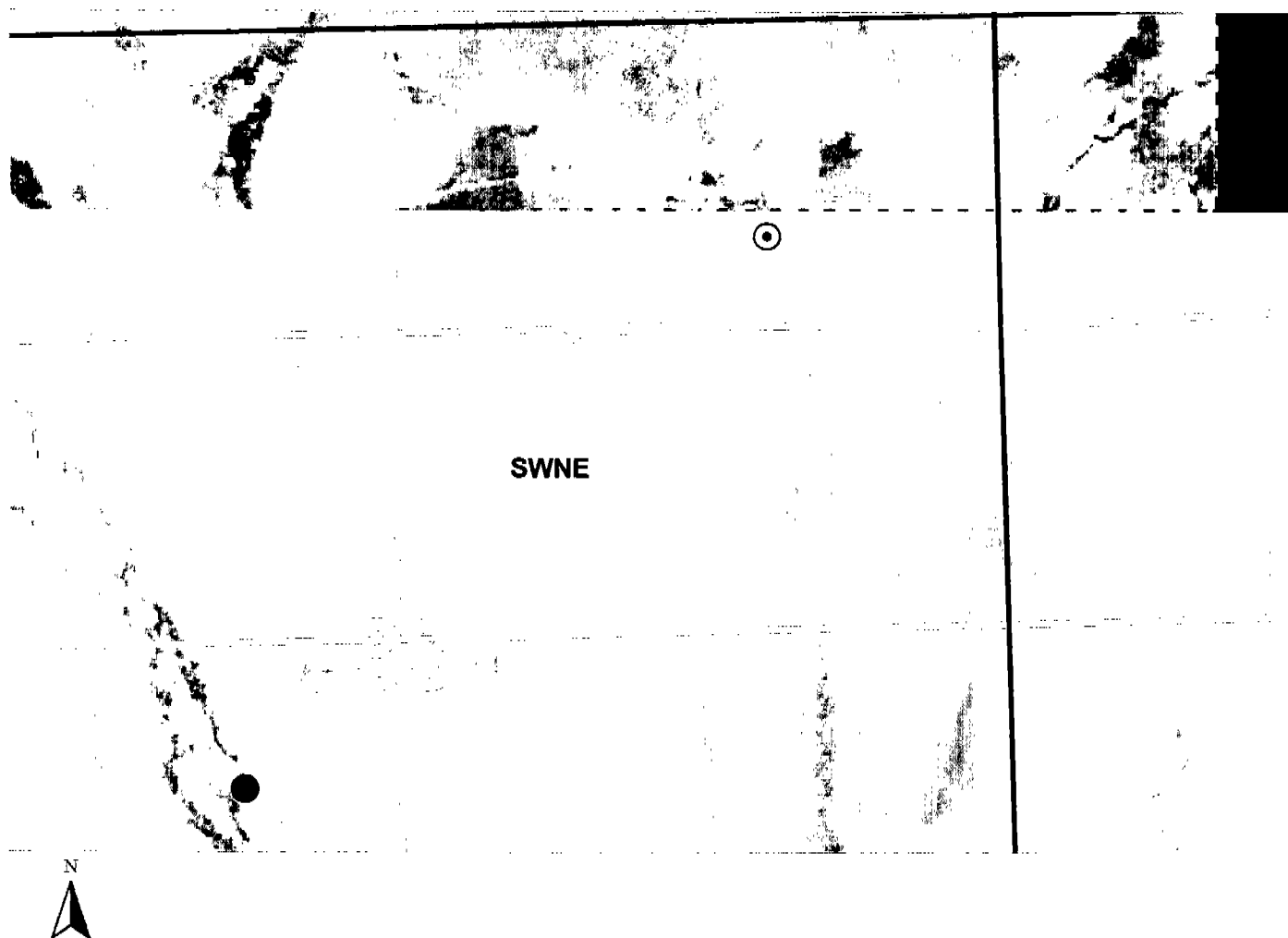
ACRES IRRIGATED-11

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

IDAHO DEPARTMENT OF WATER RESOURCES

31-10145

T13N, R36E SEC 33



⊙ POINT OF DIVERSION

ACRES IRRIGATED- 21

PLACE OF USE

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:03:31
03/24/9

PAGE: 1
GENERAL INFORMATION

286
CLAIM NUMBER: A31-101

LAST: WOOD LAND & LIVESTOCK INC.
ADDRESS: RTE 1, BOX 21
CITY: RIGBY
PHONE NUMBER: 208-745-7846

FIRST:

STATE: ID ZIP: 83442

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

DATE OF FIELD EXAM: 11/1/2000

APPOINTMENT MADE: Y() N()

PHONE NUMBER: () -

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Field Exam 8/2000

PAGE: 2
PRIORITY DATE REVIEW PAGE

285
CLAIM NUMBER: A31-101

A. AJ CLAIM: # A31-10145 PRIORITY DATE: 05-15-1896 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(☒) N(☐)
IF YES EXPLAIN.

NOTES: Evidence OK - 5/01/1948 - personal statement

~~No evidence of priority submitted~~ ~~are~~ current a

~~Not a water right~~

RECOMMENDED PRIORITY DATE:

5-01-1948

REVIEWED BY

DC

DATE

11/2000

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-10145	14N	56E	33	NE	NE	NE		CLARK

NR RECORDS IN SAME 40 ACRE TRACT
NONE

YRI9:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

TRIB: NO TRIBUTARY FOR RECORD

DUE TO POD DISCREPANCY? (Y/N)
 DUE TO SOURCE DISCREPANCY? (Y/N)

**FIELD
EXAMINER**

should be "Chicken Creek" - ^{Two ditches over} ~~Ditches to flood~~ ^{TRIP Beaver}

~~instrumental~~ ~~Block~~ ~~MT~~ ~~Valley~~ / ~~Presence~~ ~~of~~ ~~Road~~

~~one on the north~~ one on the south

[illegible]

SOURCE: chicken Creek TRIB: BEAVER CREEK

REVIEWED BY: De DATE: 11/2000

SYSTEM DESCRIPTION:

PAGE: 5
PLACE OF USE REVIEW SHEET

283
CLAIM NUMBER: A31-101

A. ROOT WATER RIGHT NUMBERS: A31-10145

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ S/ACRES	WR S/ACRES	LANDSAT DATA	FIELD EXAM.	
14N	36E	33	S4	NE		WOOD LAND & LIVESTOCK INC.	A31-10145	720.0	-	7	27.0
			S4	NE		ROSE, PRESTON L.	A31-00195	736.0	-	1	
			S4	NE		ROBBINS, MRS. FRANK			31-00218	1	
TOTAL ACRES							A31-10145	20.00			27.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER POU COUNTY: CLARK
DUE TO POU DISCREPANCY? (Y/N) Y

PRESUMPTION FLAG:

NOTES:

~~Handwritten notes~~ GIS MAP

~~Handwritten notes~~ flood irrigation from two ditches

RECOMMENDATIONS:

TOTAL ACRES: 20

REVIEWED BY: DC

DATE: 11/2000

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-10145 IRRIGATION	FROM 04-15 TO 10-15	2.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	---
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	---
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	---

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() EXPLAIN IN NOTES, BEL

NOTES:

~~4/15/15~~ ~~10/15~~ ~~Two stream stock~~

Amended claim 5/01-10/31 New standard for irrigat

Stockwater 4/15-10/15-

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

Imposition

40 cfs

40 cfs

more

AJ TOTAL CLAIMED DIVERSION RATE: 2.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~NONE~~ NONE

LIST ALL RIGHTS WITH A SAME POW AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	VOL
A31-10145	GROUNDWATER	WOOD LAND & LIVESTOCK INC.	2.000	0.100		
A31-00175	MODOC CREEK	ROSE, PRESTON L.	1.500	0.004		

NO RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 20 X 0.02 CFS/ACRE = 40 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

reduce to 1"/Ac

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ X CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ X DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CON USE
IRR IRRIGATION ~~STOCK~~	5/01-10/31 ~~04-15~~ 10-15	DATABASE EXAMINER ~~2.000~~ 0.40	DATABASE EXAMINER -----	DATABASE EXA 0.0
TOTAL FOR THIS RIGHT		2.000 0.40		0.0
REVIEWED BY: DC		DATE: 11/2000		

Stockwater 300 cattle

IRR- 0.40 CFS

stock- 0.02 CFS

0.40 CFS

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(X)	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-10145

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERS RATE
-	A31-10145	2.000	-	-	-	-
TOTAL CFS		2.000				

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

NOTES:

0.40 CFS

AUTHENTICATION:

SIGNATURE:

Dave Carlson

DATE:

11/2000

NAME OF FIELD EXAMINER:

DAVE CARLSON

TITLE:

SWR

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:3
03/24/9

PAGE: 11
QUICKLOOK INFORMATION

294
CLAIM NUMBER: A31-101

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE
PRIORITY DATE	Y		DC/1/2001	Yes			
POINT OF DIV	Y			Yes			
SOURCE	Y			Yes			
PLACE OF USE	Y			Yes			
DIV. AMOUNT CFS/VOLUME	Y			Yes			
CONSUMPTIVE USE	-						
PURPOSES							
PERIOD OF USE	Y			Yes			
BASIS OF CLAIM	Y			No			
REMARKS				Yes			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:15:0
03/24/9
295

PAGE: 12
PROFILE REPORT

CLAIM NUMBER: A31-101

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIV VO
C	WOOD LAND & LIVESTOCK INC. RTE 1, BOX 21 RISBY ID 83442 (208) 745-7846	05/15/1896	IRRIGATION	04-15 10-15	2.00 CFS	
TOTAL DIVERSION:					2.00 CFS	

WATER SOURCE: GROUNDWATER

TRIBUTARY TO:

STAGE: BENEFIT

POINT(S) OF DIVERSION: T14N R36E S33 NWNE

CLARK COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

				NE				NW				SW				SE													
		NENE		NNNE		SNE		NENW		NNNW		SWNW		SESW		NENE		NNNE		SNE		NENW		NNNW		SWNW		SESW	
T	R	S	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	
14N	36E	35					20																						
TOTAL ACRES																													

POU COUNTY: CLARK

NON-IRRIGATION USES: STOCKWATER - 300 CATTLE.

OTHER RIGHTS: NONE.

DATES: EXAM MADE DATE:

VERIFIED DATE:

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:

PRESUMPTION FLAG:

14N 36E

A31-10145
WOOD LAND &
RTE 1, BOX
RIGBY

Ditch or Creek fence

N44	29	59.7
W112	13	34.8
6663		

Pod - Not much

N44	30	04.3	6664
W112	13	24.3	

RECEIVED

DEC 01 2000

Department of Water Resources
Eastern Region

November 29, 2000

Department of Water Resources
900 N Skyline
Idaho Falls, ID 83402
Attn: Dave Carlsen

Dear Sir:

In regard to the telephone conversation that we had today, 11/29/00, concerning documentation of irrigation waters out of Chicken Creek, I am sending you this letter detailing my personal knowlege.

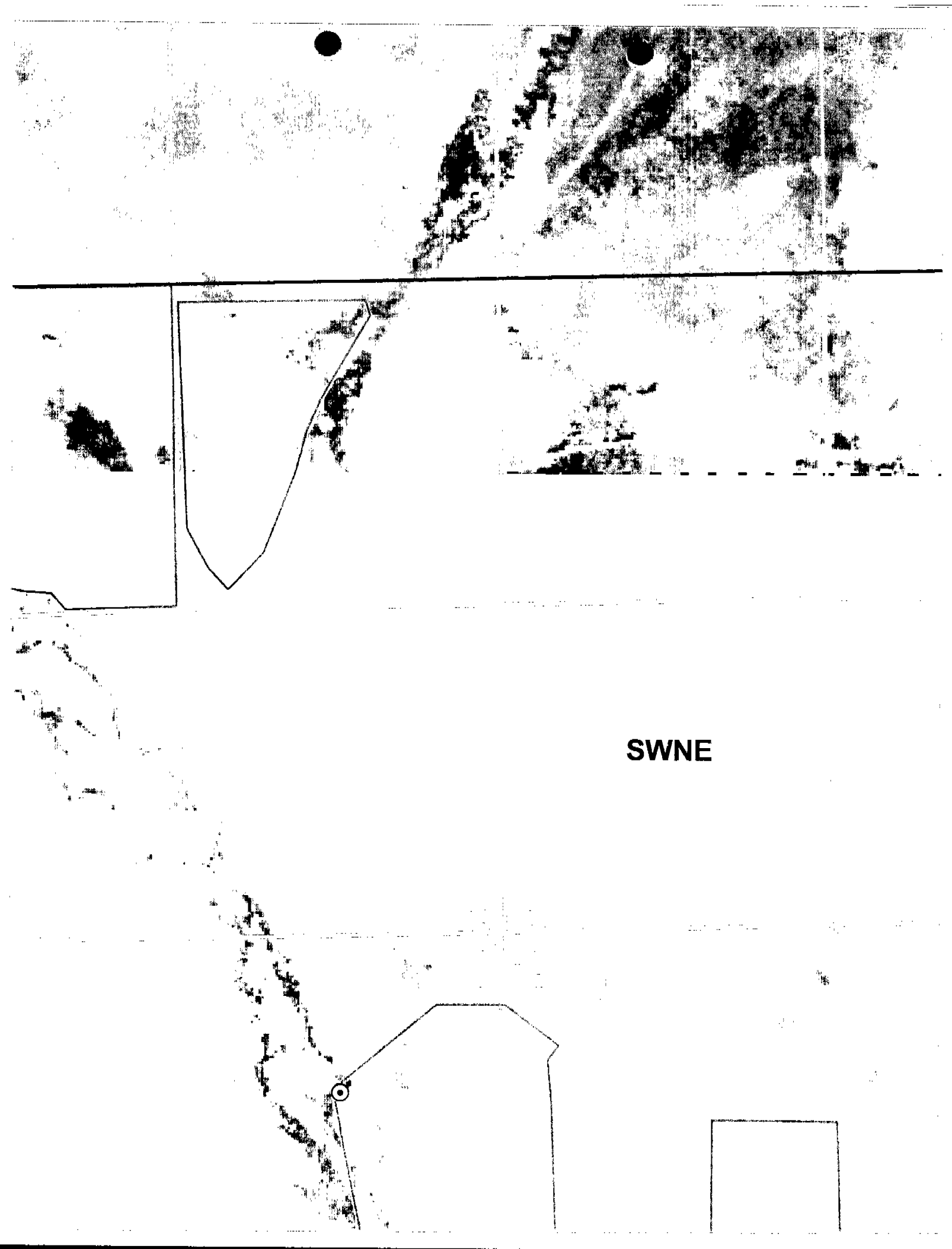
The summers of 1948 & 1949, while in the employ of Rulon Jones, I personally did the physcial irrigation of the meadow in Clark county, owned at that time by Rulon Jones, from the point of diversion in the Glen Zuefelt field. In years of ample water we have used shovels and canvas dams to spread the water over the dry points in the meadow. This method has not changed over the years.

Since that time I have worked on that ranch until I purchased it in 1979 and it is deeded to Wood Land & Cattle Inc.

Sincerely,



Thomas D. Wood, President
Wood Land & Cattle, Inc.
3778 E. 500 N.
Rigby, ID 83442



SWNE



State of Idaho
DEPARTMENT OF WATER RESOURCE

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

EASTERN REGION

FEBRUARY 9, 1993

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

POOR ORIGINAL

*

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

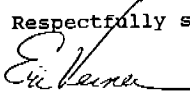
EVIDENCE OF PRIORITY
Page - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

The Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by MARCH 9, 1993, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,


Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

MICROFILMED

APR 14 1994