

Harley's

SUGAR VALLEY QUADRANGLE
IDAHO-OWYHEE CO.

7.5 MINUTE SERIES (TOPOGRAPHIC)

SE/4 BRUNEAU 15' QUADRANGLE

2869 IV NE
(BRUNEAU)

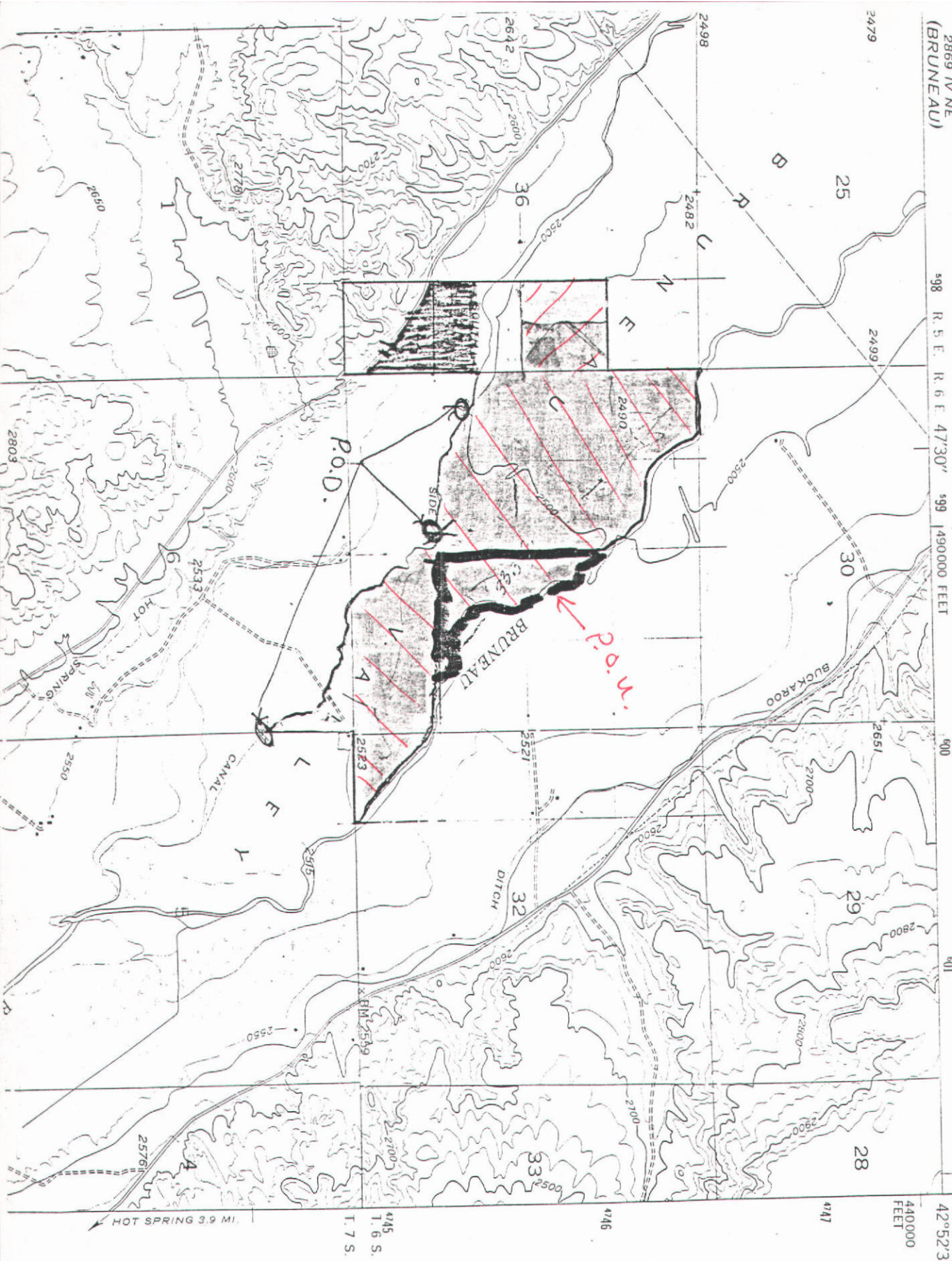
598 R. 5 E. R. 6 E. 47'30" 99 149000 FEET

BRUNEAU 0.8 MI.

115°45'

42°52'30"

2869 I NW
(SAND DUNES)

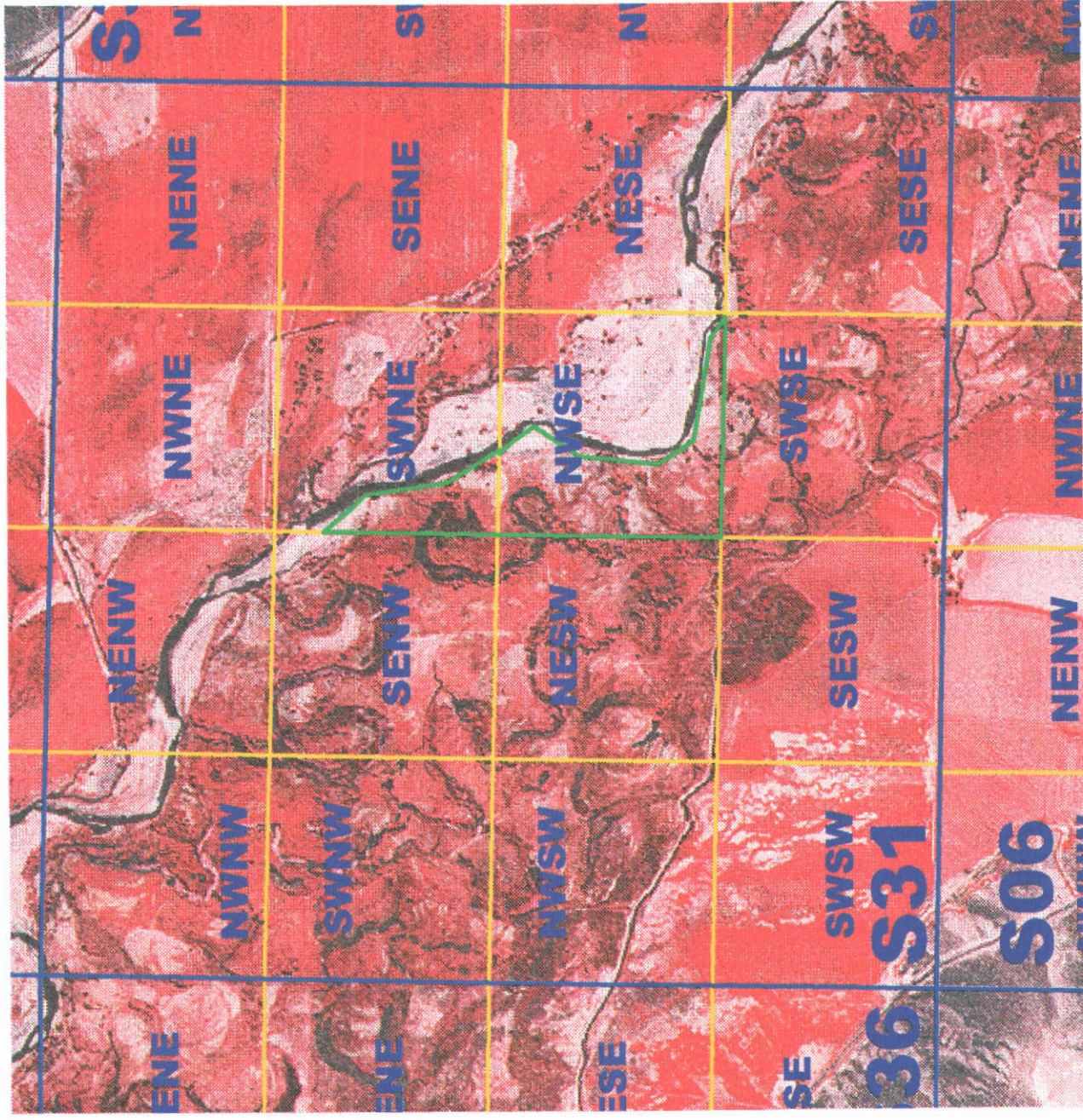


1987 NAPP PHOTO

**CLAIM(S): 51-00024B,
51-00025B & 51-00026B**

Prepared by: KAY WALKER
Date: September 22, 1998

Place of Use
Section Lines
1/4 1/4's





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S) . "Harley Place"

-F & G
51-00024B,
etc.



From
field
looking
towards
Hot Creek
Road



Hay field
"below" old
Harley
house



PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9/2/98

FILE NO(S). "Harley Place" A51-00024B/etc.





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Hay Place" A51-00024B etc.





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harley Place" A51-00024B
etc





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harley Place" A51-00024B
etc





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harley Place" A51-00024B
etc





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Piercy Place" A51-00024B
etc





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harley Place" A51-00024B
etc.





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "The Big Place" A51-00024B
etc



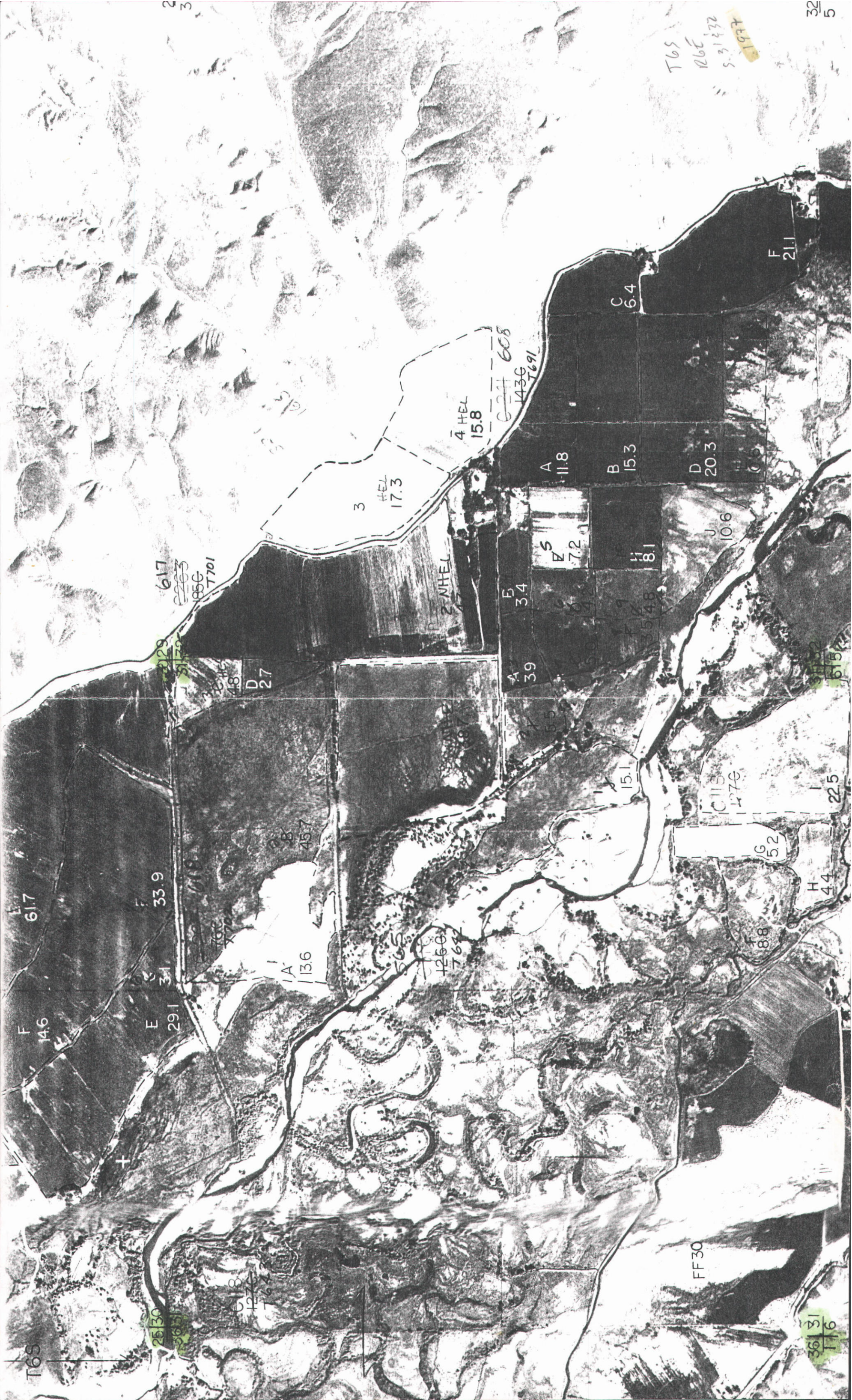


PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harvey Place" A51-00024B
etc.





IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

T06S, R06E, S31

**CLAIM(S): 51-00024B,
51-00025B, 51-00026B
& 51-10169**

Owner(s): Idaho Dept.
of Fish & Game

Prepared by: KAY WALKER

Date: July 25, 1998



Place of Use



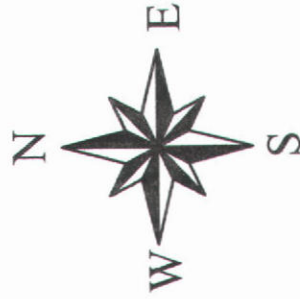
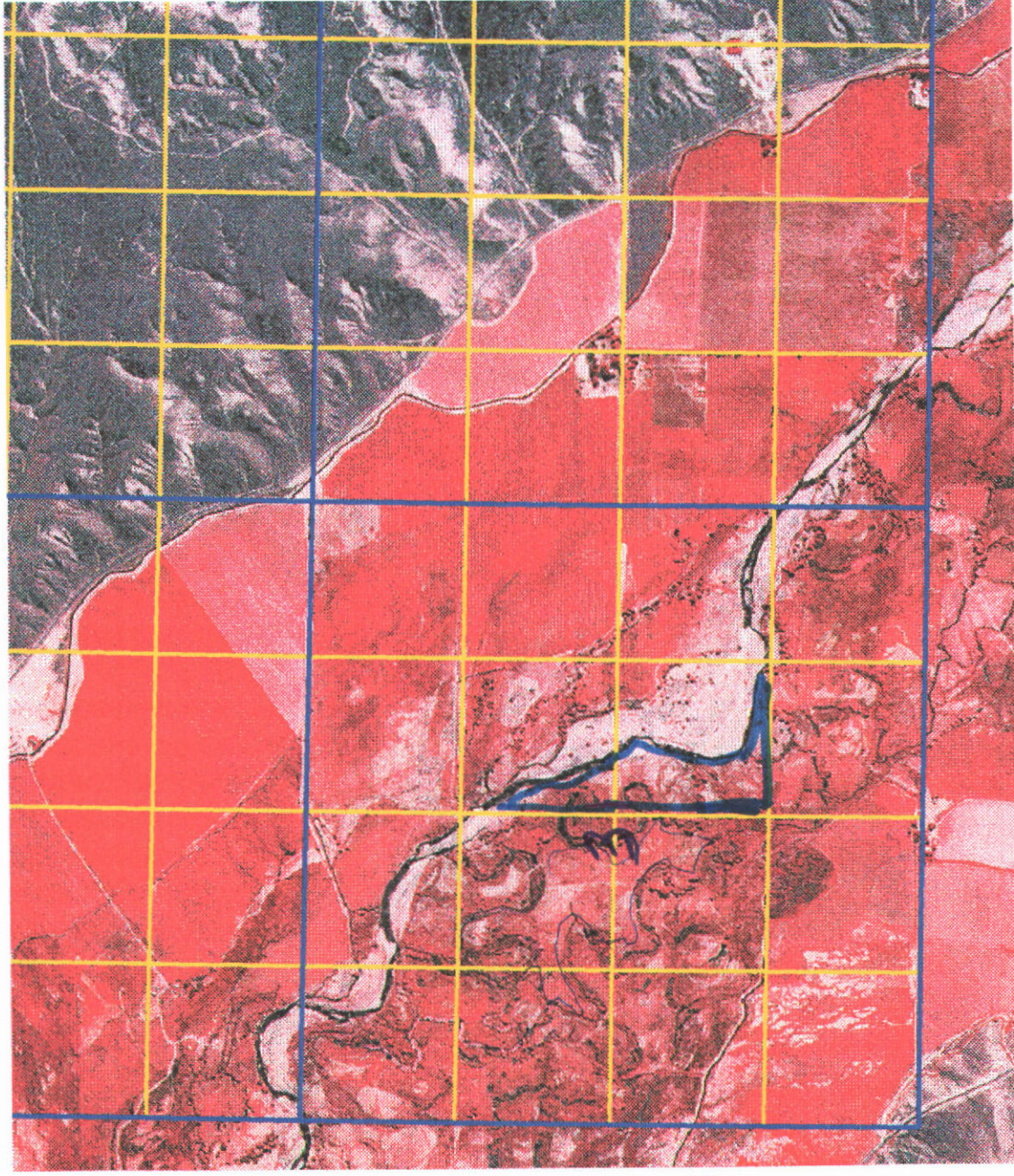
Point(s) of Diversion



Section Lines



1/4 1/4's



0 0.25 0.5 0.75 1 1.25 Miles

EXHIBIT "A", WARRANTY DEED
Bruneau River Wildlife Ranch
Idaho Department of Fish and Game

A Parcel of land being those parts of the E½E½, Section 36, Township 6 South, Range 5 East, B. M., Owyhee County, Idaho, and

Those parts of the NW¼, N½SW¼, SE½SW¼, SW¼NE¼ and SE¼ of Section 31 and SW¼SW¼ of Section 32, Township 6 South, Range 6 East, B. M., and

Those parts of Lots 1 and 2, Section 6, Township 7 South, Range 6 East, B. M., Owyhee County, Idaho, bounded and more particularly described as follows:

Beginning at the Northwest corner of Section 31, T6S, R6E, B. M.; thence S 89°31'24" E, a distance of 994.33 feet to a point being the highwater mark on the bank of Bruneau River; thence up-stream along the highwater mark of Bruneau River, the following courses: S 34°52'29" E, 49.83 feet; S 35°39'11" E, 529.98 feet; S 40°33'43" E, 159.00 feet; S 76°08'17" E, 101.18 feet; S 80°40'13" E, 478.37 feet; S 53°20'05" E, 507.67 feet; S 16°06'16" E, 142.00 feet; S 37°25'02" E, 325.85 feet; S 63°03'12" E, 11.54 feet; S 00°11'12" E, 250.73 feet; S 43°15'00" E, 320.55 feet; S 13°59'41" E, 458.46 feet; S 27°01'40" E, 367.68 feet; S 10°20'23" E, 319.42 feet; S 02°50'06" W, 205.01 feet; S 09°11'15" W, 153.85 feet; S 15°36'08" W, 215.76 feet; S 12°05'09" E, 200.02 feet; S 54°50'22" E, 105.65 feet; S 78°19'58" E, 594.68 feet; S 75°12'33" E, 202.16 feet; S 89°50'45" E, 22.51 feet; N 59°57'09" E, 129.97 feet; S 81°05'29" E, 273.41 feet; S 57°06'02" E, 43.95 feet; S 89°50'45" E, 721.55 feet; S 89°50'45" E, 65.26 feet; S 00°14'40" E, 48.65 feet; S 53°17'07" E, 234.38 feet; S 52°58'30" E, 550.80 feet; S 46°09'38" E, 230.56 feet; thence leaving the highwater mark of Bruneau River, S 62°27'00" W, 135.05 feet; S 62°27'00" W, 380.00 feet; S 58°12'00" W, 477.70 feet; S 09°18'00" E, 152.00 feet; S 84°02'00" W, 159.30 feet; S 16°57'00" W, 303.70 feet; S 00°17'00" W, 118.50 feet; S 35°00'00" W, 32.60 feet; S 13°28'00" W, 97.50 feet, to a point in the centerline of the Bruneau South Side Canal; thence downstream along the centerline of said South Side Canal the following courses:

continued:

EXHIBIT "A", Page 2:

N 38°59'39" W, 13.14 feet; N 74°37'50" W, 108.51 feet;
N 42°26'12" W, 152.41 feet; S 43°29'11" W, 57.56 feet;
N 52°22'28" W, 163.95 feet; N 76°19'42" W, 269.00 feet;
N 33°39'07" W, 145.65 feet; S 84°02'57" W, 176.32 feet;
S 49°20'45" W, 80.06 feet; N 26°07'46" W, 107.06 feet;
N 78°59'50" W, 154.78 feet; N 62°09'26" W, 156.04 feet;
S 63°29'24" W, 153.73 feet; N 77°25'25" W, 155.28 feet;
N 49°29'32" W, 157.55 feet; N 21°35'06" W, 301.27 feet;
N 42°43'01" W, 55.38 feet; N 11°57'07" W, 71.76 feet;
N 63°34'18" W, 140.63 feet; N 85°49'22" W, 55.19 feet;
N 32°41'17" W, 88.51 feet; N 50°07'21" W, 79.44 feet;
N 35°03'28" W, 215.42 feet; N 17°18'19" W, 105.06 feet;
N 55°55'26" W, 59.70 feet; N 82°09'36" W, 60.33 feet;
N 08°34'29" E, 226.90 feet; N 03°54'11" W, 94.76 feet;
N 73°29'39" W, 108.13 feet; N 44°06'39" W, 103.44 feet;
N 85°19'48" W, 121.10 feet; S 61°34'23" W, 86.72 feet;
N 88°32'10" W, 174.59 feet; N 77°04'53" W, 94.51 feet;
S 82°29'58" W, 210.44 feet; N 39°12'10" W, 208.47 feet;
S 84°46'00" W, 158.86 feet; N 82°29'54" W, 141.93 feet;
N 74°07'56" W, 174.31 feet; N 64°10'35" W, 109.85 feet to
a point on the West line of Section 31, T6S, R6E, B. M.;
thence S 00°01'00" E, a distance of 1,873.10 feet to a
point on the northerly right-of-way of a certain County
road; thence along said right-of-way the following courses;
N 36°55'01" W, 195.60 feet; N 46°49'28" W, 834.43 feet;
N 54°59'51" W, 249.09 feet; N 61°33'56" W, 173.70 feet;
N 64°44'35" W, 286.70 feet, to a point on the West line of
the E½E½, Section 36, T6S, R5E, B. M.; thence N 00°07'03" E,
a distance of 2,597.43 feet; thence S 88°30'00" E, a
distance of 1,336.15 feet; thence N 00°01'00" W, a distance
of 1,612.52 feet to the Point of Beginning.

AA62
1974

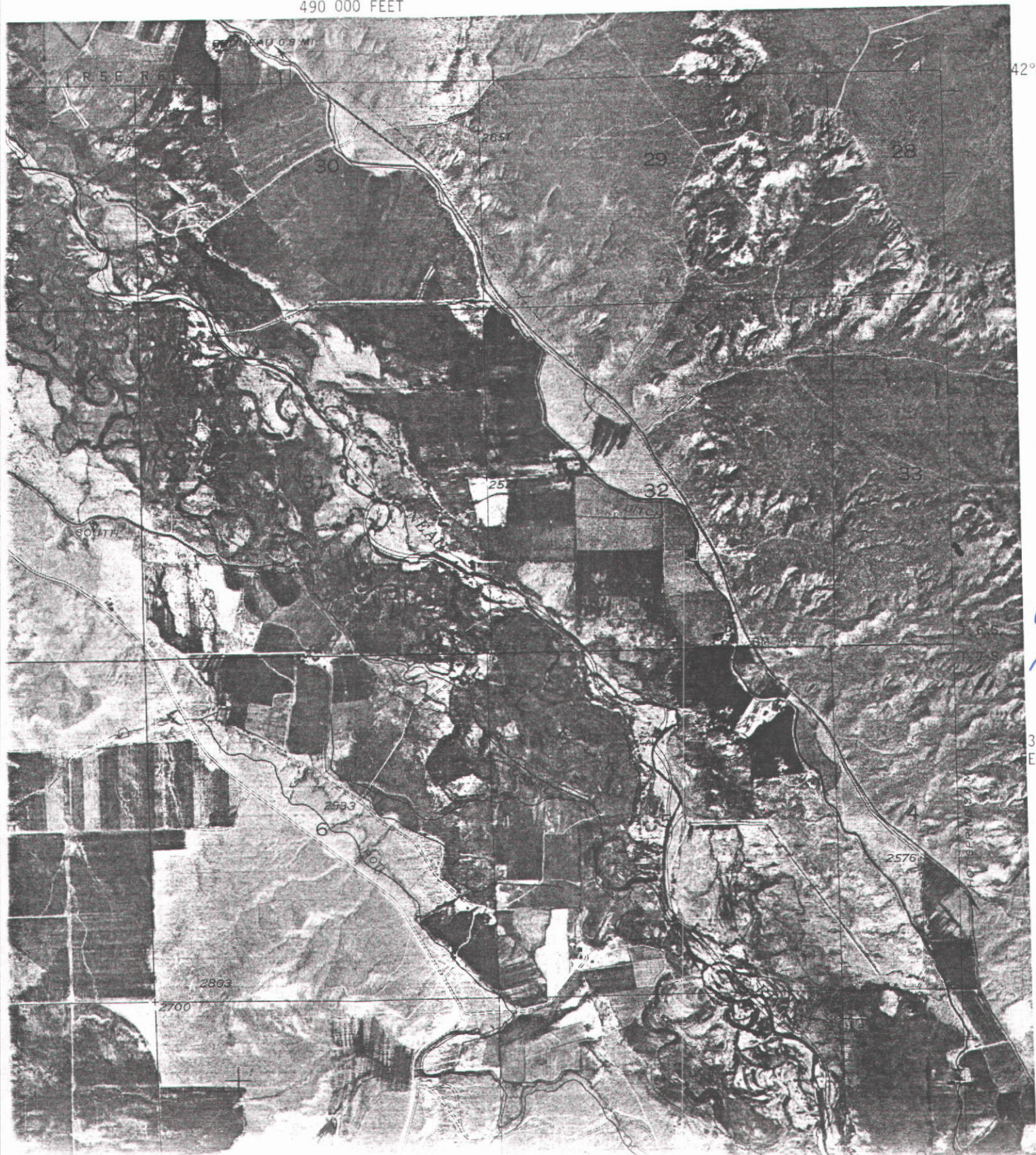
A

R5E R6E

SUGAR VALLEY ORTHOPHOTOQUAD
IDAHO

490 000 FEET

115°45'



42°52'30"

65
75

30 000
FEET

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: A51-00024B
Date Received: 1/19/1989
Receipt No: W002030
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO 208-327-7025
Address: DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83720

2. Date of Priority: APR 1, 1881

3. Source: BRUNEAU RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	06E	5	SW	SE			OWYHEE

5. Description of diverting works:
HEADGATES IN CANAL TO DITCHES TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ STOCKWATER, IN STREAM (DITCH) VARIABLE AMOUNTS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	31	SW	NE		STOCK	
			SW	NE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	31	NW	SE		STOCK	
			NW	SE		IRR	28.0
						Section Acres	38.0
						Total Acres	38.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-00025, 51-00026

14. Remarks:

WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR
OWNERSHIP CHANGED BY KW 10/27/92.
OWNERSHIP CHANGED BY KW 11/16/92.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GRANDVIEW IRR. DIST.
Decree Plaintiff

BRUNEAU BUCKAROO CO-OP DITCH
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For 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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
JUL 27 1992

DATE OF CLOSING: 06-17-92

Department of Water Resources
Western Regional Office
See Exhibit "A"

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
A51-00053A, A51-10166, A51-10169, A51-00024B, A51-00025B, A51-00026B,
- ☐ Water Right Number(s) A51-10218, A51-10219, A51-10225, A51-00027A, A51-10165, A51-00028A
Assigned by IDWR: A51-00029A, A51-00042A, A51-00043A, A51-00044A, A51-00045A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Bruneau River Wildlife Ranch
P.O. Box 732
Sun Valley, Idaho 83353
- ☐ New Owner/Claimant (Purchaser): Idaho Department of Fish and Game
- ☐ New Mailing Address: 600 S. Walnut Avenue
P.O. Box 25
Boise, Idaho 83707
- ☐ New Telephone Number: (208) 334-3700
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed *see in file A51-00053A KW*

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Stacy G. Clark Date 7/22/92
Regional Supervisor Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date 11/16/92 By KW

Further Action Needed

Further Action Taken

Date _____ By _____

Final Review and Data-Entry

Date _____ By _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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: A51-00024B
Date Received: 1/19/1989
Receipt No: W002030
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRUNEAU RIVER WILDLIFE RANCH 208-726-2000
Address: PO BOX 1560
SUN VALLEY ID 83353

2. Date of Priority: APR 1, 1881

3. Source: BRUNEAU RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	06E	5	SW	SE			OWYHEE

5. Description of diverting works:
HEADGATES IN CANAL TO DITCHES TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ STOCKWATER, IN STREAM (DITCH) VARIABLE AMOUNTS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	31	SW	NE		STOCK	
			SW	NE		IRR	10.0
			NW	SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	31	NW	SE		IRR	28.0
Section Acres							38.0
Total Acres							38.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-00025, 51-00026

14. Remarks:
WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR
OWNERSHIP CHANGED BY KW 10/27/92.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GRANDVIEW IRR. DIST.
Decree Plaintiff

BRUNEAU BUCKAROO CO-OP DITCH
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ 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 _____

DATE OF CLOSING: 12/31/91

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet. **LEGAL ATTACHED**

Rec'd from
 So on
 4-21-92

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
 Assigned by IDWR: SEE ATTACHED
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): ALBERT F. HARLEY
9673 PATTIE COURT
BOISE, ID 83704
- ☐ New Owner/Claimant (Purchaser): BRUNEAU RIVER WILDLIFE RANCH, INCORPORATED, MANAGER
- ☐ New Mailing Address: P.O. Box 1560
SUN VALLEY
IDAHO 83383-83353 KW 10/27/92
- ☐ New Telephone Number: (208) 326-2000
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: GRAND DEED
 (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s): BRUNEAU RIVER WILDLIFE RANCH Date 4-15-92
by Charles Peterson - Managing Partner Date 4-15-92
(TXSON)
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
 _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

See original
 in file
 A51-00027A

SD-33	Last Name: HARLEY				STATE	
S	First	O	Water	Priority	Total	Use
E	Name	N	Right No.	Date	Diversion	Code Desc
L						
-	HARLEY					
-	ALBERT F.	✓C	A51-00027A	04/01/1875	BRUNEAU RIV	1.690
-						01 IRR
-	✓ALBERT F.	✓C	A51-10165	12/31/1949	GROUNDWATER	0.060
-						04 STOCK
-	ALBERT F.	✓C	A51-00028A	04/01/1897	BRUNEAU RIV	0.620
-						43 DOMEST
-						01 IRR
-						04 STOCK
-	ALBERT F.	✓C	A51-00029A	04/01/1905	BRUNEAU RIV	0.460
-						01 IRR
-						04 STOCK
-	ALBERT F.	✓C	A51-00042A	04/01/1875	BRUNEAU RIV	0.210
-						01 IRR
-						04 STOCK
-	ALBERT F.	✓C	A51-00043A	04/01/1876	BRUNEAU RIV	0.470
-						01 IRR
-						04 STOCK
-	ALBERT F.	✓C	A51-00044A	04/01/1897	BRUNEAU RIV	0.280
-						01 IRR
-						04 STOCK
-	ALBERT F.	✓C	A51-00045A	04/01/1905	BRUNEAU RIV	0.210
-						01 IRR
-						04 STOCK

(Enter-Continue)

(GOLD7-This Query)

(Menu _____)

Post-It™ brand fax transmittal memo 7671		# of pages 5
To	Charlie Lyons	From
		From
		From

SD-33	Last Name: HARLEY				STATE	
S	First	O	Water	Priority	Total	Use
E	Name	N	Right No.	Date	Diversion	Code Desc
L						
-	HARLEY					
-	ALBERT F.	✓C	A51-00053A	04/01/1905	BRUNEAU RIV	0.190
-						01 IRR
-	ALBERT F.	✓C	A51-10166	04/01/1875	FLOOD WATER	7.460
-						04 STOCK
-	ALBERT F.*	✓C	A51-10169	02/15/1925	BRUNEAU RIV	0.240
-						01 IRR
-	ALBERT F.	✓C	A51-00024B	04/01/1881	BRUNEAU RIV	0.240
-						04 STOCK
-	ALBERT F.	✓C	A51-00025B	04/01/1897	BRUNEAU RIV	0.050
-						01 IRR
-	ALBERT F.	✓C	A51-00026B	04/01/1905	BRUNEAU RIV	0.100
-						04 STOCK
-	ALBERT F.	O	A51-00050C	04/01/1875	COMBINED RI	0.040
-					BRUNEAU RIV	01 IRR
-					SPLIT RIGHT	

(Enter-Continue)

(GOLD7-This Query)

(Menu _____)

Post-It[®] brand fax transmittal memo 7671 # of pages = 5

To	Charlie Jaxon	From	Lisa Smith
Co.		Co.	
Dept.		Phone #	1-800-451-4129
Fax #	726-2002	Fax #	

SD-33	Last Name: HARLEY				STATE	
S	O	W	Water	Priority	Total	Use
E	N	Right	No.	Date	Diversion	Code Desc
L	First	Name				
	HARLEY					
	ALBERT F.	✓C A51-10218	04/01/1875	BRUNEAU RIV	0.100	01 IRR
	ALBERT F.	✓C A51-10219	04/01/1876	BRUNEAU RIV	0.580	04 STOCK
	ALBERT F.	✓C A51-10225	04/01/1897	BRUNEAU RIV	0.160	01 IRR
	ALBERT F.	✓C R51-10165	12/31/1949	GROUNDWATER	0.060	04 STOCK
	~~HARLEY RANCHES~~					43 DOMEST
		~~C A51-04017~~	~~08/05/1887~~	~~JACKS CREEK~~	~~4.000~~	~~01 IRR~~
		~~C A51-04018~~	~~01/01/1914~~	~~GROUNDWATER~~	~~0.200~~	~~01 IRR~~
						~~04 STOCK~~
		~~C A51-04019~~	~~01/01/1928~~	~~GROUNDWATER~~	~~0.580~~	~~01 IRR~~
						~~04 STOCK~~
		~~C A51-04020~~	~~01/01/1912~~	~~GROUNDWATER~~	~~0.100~~	~~01 IRR~~
						~~04 STOCK~~

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

WARRANTY DEED

For Value Received

ALBERT F. HARLEY and ANA M. HARLEY, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

BRUNEAU RIVER WILDLIFE RANCH, an Idaho limited partnership

the grantee, whose current address is, P.O. Box ⁷⁸² 1765, Sun Valley, ID 83353
the following described premises, to-wit:

As more fully set forth in Exhibit "A" attached hereto and by reference made a part hereof:

SUBJECT TO exceptions and reservations contained in patents from the United States.

SUBJECT TO all easements, restrictions and reservations of record and of use.

SUBJECT TO any change in the location of the Bruneau River and the Bruneau South Side Canal.

SUBJECT TO any rights of the United States, or any governmental agency to any part of the land lying within the mean high water line of the Bruneau River.

SUBJECT TO an unrecorded lease to Ron Prow through the year 1991.

204201

FILED-RECORDED

JAN 2 10 48 AM '91

BARBARA A. JONES
CLERK
OWYHEE COUNTY CLERK
BY *[Signature]*
DEPUTY

RECORDED

INDEXED

RECORDED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises, that said premises are free from all incumbrances except taxes and assessments for the year 1991 and subsequent years.

and that they will warrant and defend the same from all lawful claims whatsoever
Dated: December 31, 1990

[Signature]
Albert F. Harley

[Signature]
Ana M. Harley

STATE OF IDAHO, COUNTY OF Owyhee

On this 31st day of December, 1990,
before me, a Notary Public in and for said State, personally
appeared Albert F. Harley
Ana M. Harley

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

[Signature]
Notary Public
Residing at Wilder, Idaho
Comm. Expires 7/10/93

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.
Fees \$ _____
Mail to: _____

EXHIBIT "A"

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 36: E|SE|
EXCEPTING THEREFROM all that portion of the SE|SE|
lying South and West of the public road.

Section 36: That portion of the SE|NE| bounded and described
as follows: Beginning at the East quarter corner
of Section 36, T6S, R5E, B. M.; thence North 0°01'
West a distance of 1,065 feet to a point; thence
North 88°30' West a distance of 1,320.4 feet to a
point; thence South 0°01' East a distance of
1,102.5 feet to a fence line on the south line of
SE|NE|; thence North 89°52' East a distance of
1,320 feet, more or less, to the point of
beginning.

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 31: All that part of the SW|NE| and all that part of
the NW|SE| and all that part, if any, of the
NE|SE| lying South and West of the Bruneau River;

Section 31: Lots 1 and 2, and the E|NW|
EXCEPTING AND EXCLUDING that portion thereof
described as follows: A tract of land in the NW|
of Section 31, T6S, R6E, B. M., more particularly
described as follows: BEGINNING at the North
quarter corner of Section 31, T6S, R6E, B. M.;
thence South 0°01' East a distance of 1,474 feet,
more or less, to the right river bank of the
Bruneau River; thence Northwesterly along the
meanders of the Bruneau River to a point on the
North section line of Section 31, T6S, R6E, B. M.,
said point being North 89°34' West a distance of
1,905 feet, more or less, from the point of
beginning; thence South 89°34' East a distance of
1,905 feet, more or less, to the POINT OF
BEGINNING.

Section 31: Lots 3 and 4 and the E|SW| lying North of the
centerline of the South Side Canal

Section 31: SW|SE| lying North of the Centerline of the South
Side Canal

AND

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 31 and

Section 32: A portion of the SE|SE| of Section 31 and
A portion of SW|SW| of Section 32, bounded and
described as follows:

Beginning at the section corner common to
Sections 31 and 32, T6S, R6E, B. M.; thence North
89°48' West a distance of 47.5 feet to the TRUE
POINT OF BEGINNING;
thence North 9°18' West a distance of 162.0 feet
to a point in existing fence line;
thence North 58°12' East a distance of 477.7 feet
along existing fence line to a point;
thence North 62°27' East a distance of 380.0 feet,
more or less, to the Bruneau River;
thence South 41°55' East a distance of 878.2 feet
along meander of Bruneau River;
thence North 00°11' West a distance of 1,320 feet
to the North boundary line of the SW|SW| of said
Section 32;
thence South 89°48' West a distance of 1,320
feet, more or less, to the section line between
Sections 31 and 32;

(continued)

At: Inuent Warranty Deed
Hobby/Bruneau River Wildlife Ranch
Exhibit "A" continued

thence North 89°48' West a distance of 1,335 feet,
more or less, to the West boundary line of the
SE¼SE¼ of said Section 31;
thence South 00°11' East a distance of 1,320 feet,
more or less, to the South section line of said
Section 31;
thence South 89°48' East a distance of 1,287.5
feet, more or less, to the POINT OF BEGINNING;
EXCEPTING THEREFROM all that portion of the SW¼SW¼
of Section 32, T6S, R6E, B.M. lying North and East
of the Bruneau River.

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 6:

That part of Lot 1 and Lot 2 lying North of the
centerline of the South Side Canal;

EXCEPTING AND EXCLUDING that portion thereof
bounded as follows: Beginning at the section
corner common to Sections 5 and 6, T7S, R6E, B.M.;
thence S 84°02' W a distance of 159.3 feet to the
Northwest corner of the barn located on said
premises; thence South 16°57' West a distance of
303.7 feet to the northwest corner of the corral;
thence South 0°17' West a distance of 118.5 feet
to a point on said corral; thence North 35°00'
East a distance of 127.9 feet to a point on said
corral; thence North 28°42' East a distance of
365.7 feet to the POINT OF BEGINNING.

ALSO EXCEPTING AND EXCLUDING that portion of
Lot 1 of Section 6 lying Easterly of the following
described line; Beginning at the Section corner
common to Sections 5 and 6, T7S, R6E, B. M., the
POINT OF BEGINNING; thence South 28°42' West a
distance of 365.7 feet; thence South 35°00' West a
distance of 160.5 feet; thence South 13°28' West a
distance of 302.0 feet; thence South 07°32' East a
distance of 316.0 feet to the South Side Canal and
terminus of said line.

* * *

AH AH

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: A51-00024B
Date Received: 1/19/1989
Receipt No: W002030
Received By: ETR

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ALBERT F. HARLEY
Address: 9673 PATTIE COURT
BOISE, ID

83704

2. Date of Priority: APR 01, 1881

3. Source: BRUNEAU RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	06E	5	SW	SE			OWYHEE

5. Description of diverting works:
HEADGATES IN CANAL TO DITCHES TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		
STOCKWATER	01/01	12/31	0.050		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

S/ STOCKWATER, IN STREAM (DITCH) VARIABLE AMOUNTS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	31	SW	NE		IRR	10.0
			SW	NE		STOCK	

A51-00024B

Page

1

Date: 03/21/89

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	31	NW	SE		IRR	28.0
			NW	SE		STOCK	
						Section Acres	38.0
						Total Acres	38.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-00025, 51-00026

14. Remarks:

WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.
WR#A51-00024 CLAIMED BY LESLIE D. GENNETTE ON 12/6/1988 FOR A
PORTION OF ORIGINAL DECREE.
WR#A51-00024B CLAIMED 1/3/1989 BY ALBERT F. HARLEY FOR HIS
PORTION OF RIGHT (38 ACRES 0.24 CFS)
A51-00024 NEEDS TO BE SPLIT DURING REVIEW. ELR
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

GRANDVIEW IRR. DIST.
Decree Plaintiff

vs

BRUNEAU BUCKAROO CO-OP DITCH C
Decree Defendant

(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.

Date: 03/21/89

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: A51-00024B
Date Received: 01/19/89
Receipt No: W0020306 2031
EYR Received By: EYR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALBERT F. HARLEY
Address: 9673 PATTIE COURT
BOISE, ID 83704
2. Date of Priority: APR 01, 1881
3. Source: BRUNEAU RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	06E	31	NW	SE	SW		OWYHEE
			SE	SE	SW		OWYHEE
07S	06E	5	SW	SE	NE		OWYHEE

5. Description of diverting works:
HEADGATES IN CANAL TO DITCHES TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ STOCKWATER, IN STREAM (DITCH) VARIABLE AMOUNTS.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	06E	31	SW		NE		IRR	10.0
			SW		NE		STOCK	
			NW		SE		IRR	28.0
			NW		SE		STOCK	
							Section Acres	38.0
							Total Acres	38.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-00025, 51-00026

14. Remarks:

THE POINT OF DIVERSION HAS BEEN ENTERED AS OF THE PRESENT; NOT
DEFINED IN W.R. DECREE. WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.

WR # A51-00024 CLAIMED BY LESLIE D. GENNETTE ON 12/06/1988 FOR A
PORTION OF ORIGINAL DECREE.

WR # A51-00024B CLAIMED 01/03/1989 BY ALBERT F. HARLEY FOR HIS
PORTION OF RIGHT (38 ACRES 0.24CFS).

** A51-00024 NEEDS TO BE SPLIT DURING REVIEW. ELR

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

GRANDVIEW IRR. DIST.
Decree Plaintiff

vs

BRUNEAU BUCKAROO CO-OP DITCH C
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): X Albert F Henley Date: 1/10/89

Date: _____

State of Idaho)
County of Ada) ss.

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

Elda Housh
Notary Public

Seal

Residing at Boise
My Commission Expires 02/08/1997

Harley's

SUGAR VALLEY QUADRANGLE
IDAHO-OWYHEE CO.

7.5 MINUTE SERIES (TOPOGRAPHIC)

SE 1/4 BRUNEAU 15' QUADRANGLE

2869 1/4 NE
(BRUNEAU)

BRUNEAU 0.8 MI

98 R 5 T R 6 T 47 30' 99 1490000 FEET

90

91

115°45'

42°52'30"

2869 1/4 NW
(GARD DUNES)

2479

25

30

29

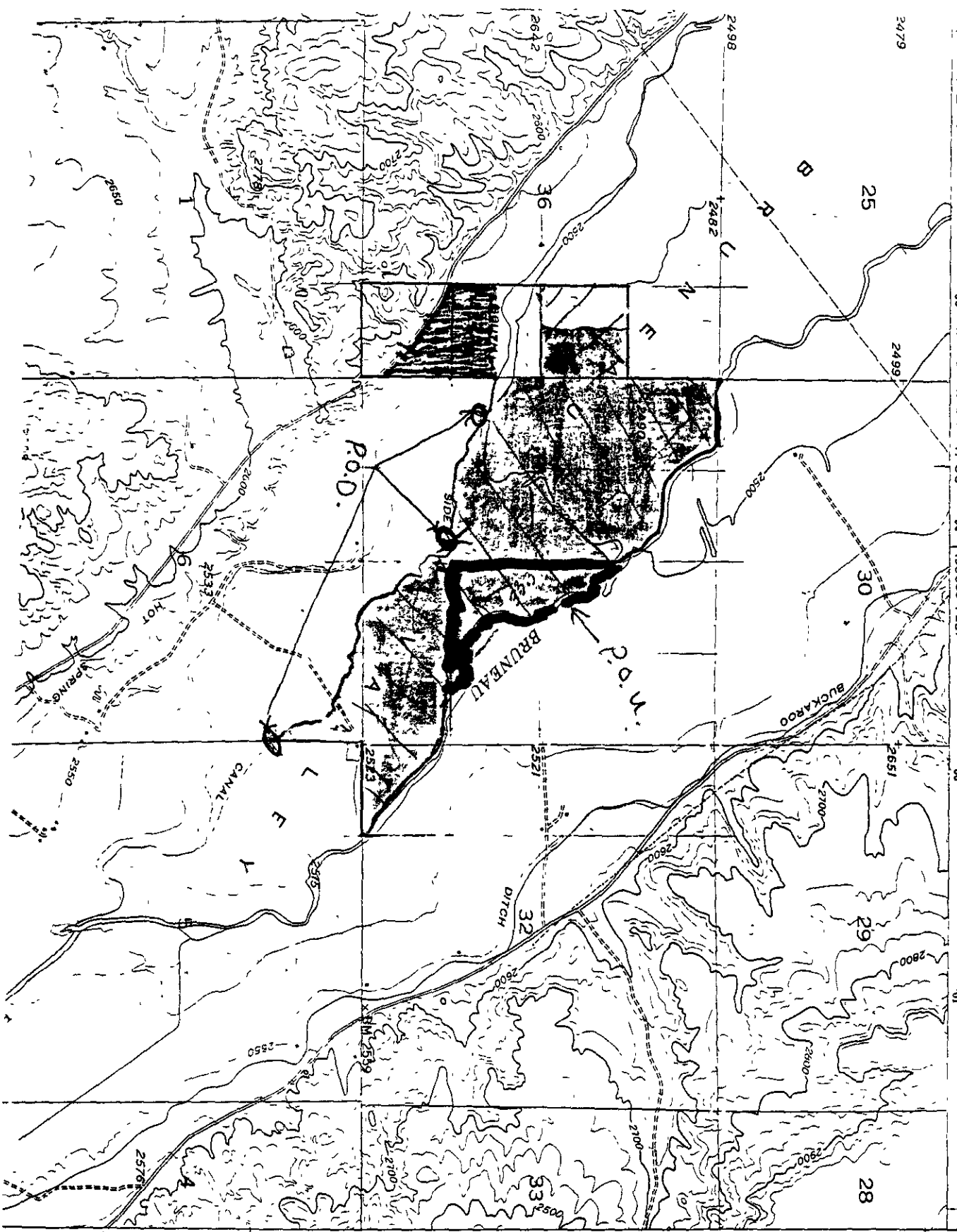
28

440000
FEET

47

46

45
765
175



51 0018 25 inches as of April 1, 1882.
 51 0019 5 inches as of April 1, 1897.
 51 0020 20 inches as of April 1, 1905.
 50

FRED B. HALL: NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, Township 7 South, Range 6 East, Boise Meridian, containing 160 acres. Out of the waters of the Bruneau River:

51 0021 7 inches as of February 21, 1879.
 55 inches as of November 1, 1882.
 51 0022 23 inches as of April 1, 1905.
 85

DELIA HEWITT: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 6 South, Range 6 East, Boise Meridian, containing 80 acres. Out of the waters of the Bruneau River:

51 0024 25 inches as of April 1, 1881.
 51 0025 5 inches as of April 1, 1897.
 51 0028 10 inches as of April 1, 1905.
 40

JOHN TURNER: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, Township 6 South, Range 6 East, Boise Meridian, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 6 South, Range 5 East, Boise Meridian, containing 160 acres. Out of the waters of the Bruneau River:

51 0030 100 inches as of April 1, 1905.

JOHN TURNER: E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 23, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, Township 6 South, Range 5 East, NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 31, Township 6 South, Range 6 East, Boise Meridian, containing 320 acres. Out of the waters of the Bruneau River:

51 0027 165 inches as of April 1, 1875.
 51 0028 60 inches as of April 1, 1897.
 51 0029 45 inches as of April 1, 1905.
 270

EXHIBIT A

REAL PROPERTY LOCATED IN OWYHEE COUNTY, IDAHO,
DESCRIBED AS FOLLOWS:

In Township Six South, Range Five East,
Boise Meridian:

In Section Thirty-six: The East Half of
the Southeast Quarter and that portion
of the Southeast Quarter of the Northeast
Quarter bounded and described as follows:

Beginning at the East Quarter corner
of Section Thirty-six, Township Six
South, Range Five East, Boise Meridian,
and running thence North 0°01' West a
distance of 1,065 feet to a point, thence
North 88°30' West a distance of 1,320.4
feet to a point; thence South 0°01' East
a distance of 1,102.5 feet to a fence line
on the South line of the Southeast Quarter
of the Northeast Quarter; thence North
89°52' East a distance of 1,320 feet,
more or less, to the point of beginning.

In Township Six South, Range Six East,
Boise Meridian:

In Section Thirty-one: That part of the Northwest
Quarter of the Southeast Quarter and that part of
the Southwest Quarter of the Northeast Quarter lying
South and West of the Bruneau River; and that part
of Lots One, Two, Three and Four and the East Half
of the Southwest Quarter and the Southwest Quarter
of the Southeast Quarter and the East Half of the
Northwest Quarter of said Section Thirty-one lying
North of the centerline of the South Side Canal,
SAVING and EXCEPTING and EXCLUDING that portion
thereof described as follows:

A tract of land in the Northwest Quarter
of said Section Thirty-One bounded and
described as follows:

Beginning at the North Quarter corner
of Section Thirty-One and running thence
South 0°01' East a distance of 1,474 feet,
more or less, to the right river bank of
Bruneau River; thence Northwesterly along
the meander line of the Bruneau River to
a point on the North section line of said
Section Thirty-one, said point being North
89°34' West a distance of 1,905 feet, more
or less, from the point of beginning; thence
South 89°34' East a distance of 1,905 feet,
more or less, to the point of beginning.

In Section Thirty-one: All of that portion, if any,
of the Northeast Quarter of the Southeast Quarter of
said Section Thirty-one lying South and West of the
Bruneau River.

In Sections Thirty-One and Thirty-Two: A portion of the Southeast Quarter of the Southeast Quarter of Section Thirty-One and a portion of the Southwest Quarter of the Southwest Quarter of Section Thirty-Two, bounded and described as follows:

Beginning at the Section corner common to Sections Thirty-one and Thirty-two, Township Six South, Range Six East, Boise Meridian, and running thence North 89°48' West a distance of 47.5 feet to the true point of beginning; running thence North 9°18' West a distance of 162 feet to a point in existing fence lines; thence North 58°12' East a distance of 477.7 feet along existing fence line to a point; thence North 62°27' East a distance of 380 feet, more or less, to the Bruneau River; thence South 41°55' East a distance of 878.2 feet along the meander line of Bruneau River; thence North 00°11' West a distance of 1,320 feet to the North boundary line of the Southwest Quarter of the Southwest Quarter of said Section Thirty-two; thence South 89°48' West a distance of 1,320 feet, more or less, to the section line between said Sections Thirty-one and Thirty-two; thence North 89°48' West a distance of 1,335 feet, more or less, to the West boundary line of the Southeast Quarter of the Southeast Quarter of Section Thirty-one; thence South 00°11' East a distance of 1,320 feet, more or less, to the South Section line of said Section Thirty-one; thence South 89°48' East a distance of 1,287.5 feet, more or less, to the point of beginning;

SAVING and EXCEPTING and EXCLUDING all portions of the above-described real property lying North and East of the Bruneau River.

In Township Seven South, Range Six East, Boise Meridian:

In Section Six: That part of Lot One and Lot Two lying North of the centerline of the South Side Canal;

SAVING and EXCEPTING and EXCLUDING that portion thereof bounded as follows: Beginning at the section corner common to Sections Five and Six, Township Seven South, Range Six East, Boise Meridian, and running thence South 84°02' West a distance of 159.3 feet to the Northwest corner of the barn located on said property; thence South 16°57' West a distance of 303.7 feet to the Northwest corner of the corral; thence South 0°17' West a distance of 118.5 feet to a point on said corral; thence North 35°00' East a distance of 127.9 feet to a point on said corral; thence North 28°42' East a distance of 365.7 feet to the point of beginning;

Also SAVING and EXCEPTING and EXCLUDING that portion thereon described in that certain correction Deed, dated March 19, 1963 in which Joseph E. Turner and Leona Turner, husband and wife, are grantors and Clayton A. Turner and Betty Turner are Grantees, recorded March 26, 1963, records of Owyhee County, Idaho, Instrument No. 108846, Book 56 of Deeds, page 141.

ALL TOGETHER with all water rights and ditch rights appurtenant to said property, including 195.5 shares of the corporate stock of South Side Canal Company and 33-1/3 shares of the corporate stock of Hot Springs Ditch Company, and together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, but SAVING and EXCEPTING and RESERVING all grazing rights for grazing livestock upon the public domain.

2000 MAR -6 PM 1:19

FILED
TWIN FALLS CO., IDAHO
51-SRBA

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	CONSOLIDATED ORDER FOR ENTRY OF
	)	PARTIAL DECREES
Case No. 39576	)	
	)	Subcases: 51-00024B, 51-00025B, 51-00026B,
	)	51-00027A, 51-00042A, 51-00043A, 51-10218,
	)	51-10219, 51-10225

On July 2, 1999, a *Special Master's Report and Recommendation* was filed for the above listed water rights. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that each of the water rights list above are hereby separately decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*. IT IS FURTHER ORDERED that this *Consolidated Order for Entry of Partial Decrees* is entered for the purpose of judicial economy so as to not require the Court to enter an individual order for each separate partial decree. Therefore, in the event of an appeal of a specific partial decree, the record on appeal will be limited to the record established in that specific subcase, and not all of the subcases enumerated in this Consolidated Order.

DATED MAR 6 2000


BARRY WOOD
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the CONSOLIDATED ORDER FOR ENTRY OF PARTIAL DECREES was mailed on March 06, 2000, with sufficient first-class postage to the following:

DEPT OF FISH & GAME

Represented by:

PETER J. AMPE

PO BOX 83720

BOISE, ID 83720-0010

Phone: 208-334-2400

SOUTH SIDE BRUNEAU CANAL CO

C/O EUGENE C DAVIS

HC 85 BOX 114

BRUNEAU, ID 83604

Phone: 208-845-2088

DEPT OF FISH & GAME

P O BOX 25

BOISE, ID 83707

Phone: 208-327-7025

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 51-000248

200 MAR -6 PM 1:19

FILED
TWIN FALLS CO., IDAHO

NAME AND ADDRESS: DEPT OF FISH & GAME
PO BOX 25
BOISE, ID 83720

SOURCE: BRUNEAU RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.24 CFS

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

PRIORITY DATE: 04/01/1881

POINT OF DIVERSION: T07S R06E S05 NWSWSE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.24 CFS
	Stockwater	01-01 TO 12-31	0.05 CFS

PLACE OF USE: Irrigation T06S R06E S31 SWNE 6.4 Within Owyhee County
NWSE 18.0
24.4 Acres Total

Stockwater Same as Other Use

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 24.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00025B & 51-00026B

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

THE APPROPRIATOR IS ENTITLED TO DIVERT UP TO THE QUANTITY OF
3.904 CFS AT THE FIELD HEADGATE TO MEET PEAK CROP DEMAND SO LONG
AS (1) THE APPROPRIATOR IS ABLE TO MAKE THAT QUANTITY AVAILABLE
THROUGH A VOLUNTARY ROTATION AGREEMENT AMONG SOME OR ALL OTHER
USERS OF WATER FROM THE SAME SOURCE OR BY ROTATING SOME OR ALL OF
THE APPROPRIATOR'S OTHER WATER RIGHTS FROM THE SAME SOURCE,
(2) DIVERSION OF ANY QUANTITY ABOVE 0.24 CFS WILL NOT INJURE
OTHER WATER RIGHTS, AND (3) ANY QUANTITY ABOVE 0.24 CFS WILL NOT
BE SUBJECT TO A PRIORITY CALL UNDER THIS WATER RIGHT ON JUNIOR
WATER RIGHTS.

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

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

RECEIVED

JUN 01 1999

JUN 22 1999

Department of Water Resources

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase No. 51- 00024B

Case No. 39576

STANDARD FORM 1
OBJECTION

NAME AND ADDRESS OF PERSON OBJECTING

Name: South Side Bruneau Canal Co., Ltd.
Address: C/O Eugene C. Davis
HC 85, Box 114
Bruneau, ID 83604
Daytime Phone: (208) 845-2088

Name & Address of Attorney:

Charles L. Honsinger
Ringert Clark, Chartered
P.O. Box 2773
Boise, ID 93701

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: State of Idaho
Dept. Of Fish and Game
Address: P.O. Box 25
Boise, ID 83702

I object to the following elements as recommended in the Director's Report.

1. **Name and Address**
Should be:
2. **Source**
Should be:
3. **X Quantity**
Should be: Remark should be added to allow use of water right in rotation with other water rights diverted through South Side Bruneau Canal.
4. **Priority Date**
Should be:
5. **Point(s) of Diversion**
6. **Instream Flow Description**
Should be:
7. **Purpose(s) of Use**
Should be:
8. **Period of Year**
Should be:
9. **X Place of Use**
Should be: Combined diversion remarks should be changed to reflect withdrawal of water right claims as is stipulated in the Standard Form Five submitted concurrently herewith.
10. **I object because:**

This water right should not exist.

This water right was not recommended, but should be recommended with the elements described above.

REASONS SUPPORTING OBJECTION (S): The suggested remarks reflect historical use of this water right.

VERIFICATION

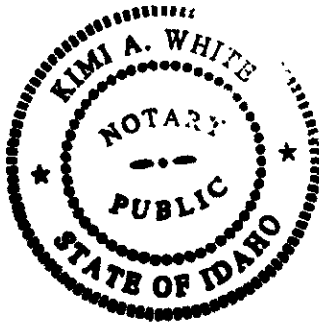
State of Idaho)
)
County of Ada)

Charles L. Honsinger, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Charles L. Honsinger
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: May 28, 1999



Kimi A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/01/04

CERTIFICATE OF MAILING

I certify that on 05/28, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

Director, Idaho Department of Water Resources
1301 N. Orchard
Boise, ID 83712

Albert Black
C/O Ace Black
HC 85 Box 101
Bruneau, ID 83604

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

State of Idaho
Dept. of Fish and Game
P.O. Box 25
Boise, ID 83720

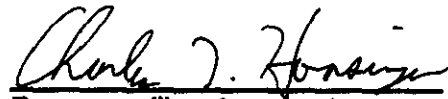
John Urquidi
HC 85, Box 135
Bruneau, ID 83604

George Turner
Betty L. Turner
HC 85 Box 123
Bruneau, ID 83604

Simplot Self Declaration Revocable Trust
Attn: Ronald Graves
P.O. Box 27
Boise, ID 83707

Ronald E. Prow
HC 85 Box 127
Bruneau, ID 83604

Jo Beeman
Beeman and Hofstetter
P.O. Box 1427
Boise, ID 83701-1427


Person mailing documents

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

DATE: MAY-27-1999

PAGE: A-1

RIGHTS FROM: SOURCE: BRUNEAU RIVER TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 51-000248

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83720

SOURCE: BRUNEAU RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.24 CFS

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

PRIORITY DATE: 04/01/1881

POINT OF DIVERSION: T07S R06E S05 NWSWSE Within OMYHEE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	03-01 11-15	0.24 CFS
	STOCKWATER	01-01 12-31	0.05 CFS

PLACE OF USE: IRRIGATION Within OMYHEE County
T06S R06E S31 SWNE 6.4 NWSE 18
24.4 ACRES TOTALUSE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 24.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-000258 & 51-000268

Place of use for STOCKWATER is same as IRRIGATION

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 51:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: MAY-27-1999
PAGE: A-2

51-00024B (CONT.)

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

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

THE APPROPRIATOR IS ENTITLED TO DIVERT UP TO THE QUANTITY OF 3.904 CFS AT THE FIELD HEADGATE TO MEET PEAK CROP DEMAND SO LONG AS (1) THE APPROPRIATOR IS ABLE TO MAKE THAT QUANTITY AVAILABLE THROUGH A VOLUNTARY ROTATION AGREEMENT AMONG SOME OR ALL OTHER USERS OF WATER FROM THE SAME SOURCE OR BY ROTATING SOME OR ALL OF THE APPROPRIATOR'S OTHER WATER RIGHTS FROM THE SAME SOURCE, (2) DIVERSION OF ANY QUANTITY ABOVE 0.24 CFS WILL NOT INJURE OTHER WATER RIGHTS, (3) ANY QUANTITY ABOVE 0.24 CFS WILL NOT BE SUBJECT TO A PRIORITY CALL UNDER THIS WATER RIGHT ON JUNIOR WATER RIGHTS, AND (4) DIVERSION OF THAT QUANTITY DOES NOT CONSTITUTE WASTE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - DECREE

WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

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

AJ0749NP
No. R51-000248

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE ID 83720 (208) 327-7025	04/01/1881	IRRIGATION STOCKWATER	03-01 11-15 01-01 12-31	0.24 CFS ✓ 0.05 CFS	
				TOTAL DIVERSION:	0.24 CFS ✓	
Water Source: BRUNEAU RIVER						
Tributary to: SNAKE RIVER						
Stage: DECREED						
Point(s) of Diversion: T07s ROGE S05						
MUSNWE						
Place of use Legal Description for: IRRIGATION						
NE NW SW SE						
T	R	S	NE	SE	SW	SE
06S	06E	31	06	06	06	06
SUM						
TOTAL ACRES						
18						
24.4						
24.4						

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

POU County: OMYHEE

Other Rights: 51-00025, 51-00026

Conditions of Approval:

- C14 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 51:
 - WATER RIGHT NO. SOURCE
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
 - N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
 - N08 - SHALL NOT EXCEED 13,000 GALLONS PER DAY.
 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks: POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED/BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 24.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00025 & 51-00026 ✓

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

AJ0749NP
No. R51-000248

Remarks: GEN THE APPROPRIATOR IS ENTITLED TO DIVERT UP TO THE QUANTITY OF 3.904 CFS AT THE FIELD HEADGATE TO MEET PEAK CROP DEMAND SO LONG AS (1) THE APPROPRIATOR IS ABLE TO MAKE THAT QUANTITY AVAILABLE THROUGH A VOLUNTARY ROTATION AGREEMENT AMONG SOME OR ALL OTHER USERS OF WATER FROM THE SAME SOURCE OR BY ROTATING SOME OR ALL OF THE APPROPRIATOR'S OTHER WATER RIGHTS FROM THE SAME SOURCE, (2) DIVERSION OF ANY QUANTITY ABOVE 0.24 CFS WILL NOT INJURE OTHER WATER RIGHTS, (3) ANY QUANTITY ABOVE 0.24 CFS WILL NOT BE SUBJECT TO A PRIORITY CALL UNDER THIS WATER RIGHT ON JUNIOR WATER RIGHTS, AND (4) DIVERSION OF THAT QUANTITY DOES NOT CONSTITUTE WASTE.

EXP WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

Dates: Exam Made Date: Verified Date: 05/27/1999 Objection Filed Date:

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

Comments: Date: 06/22/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR
OWNERSHIP CHANGED BY KW 10/27/92.
OWNERSHIP CHANGED BY KW 11/16/92.

Date: 05/27/1999 User-ID: KWALKER Subject: RECOMMENDATION
REVISED RECOMMENDATION PURSUANT TO AN AGREEMENT BETWEEN CLAIMANT
AND SOUTH SIDE CANAL COMPANY.

Audit: 05/27/99 KWALKER

DRAFT

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

Right Number: 51-00024B

Name and Address: STATE OF IDAHO
DEPT OF FISH & GAME
P.O. BOX 25
BOISE, ID 83720

Source: BRUNEAU RIVER

Tributary: SNAKE RIVER

Quantity: .24 CFS

Priority Date: 04/01/1881

Point of Diversion: T07S R06E S05 NWSWSE

Within OWYHEE County

Purpose and

Period of Use:

Purpose of Use

Period of Use

Quantity

IRRIGATION

03/01 to 11/15

0.24 CFS

STOCKWATER

01/01 to 12/31

0.05 CFS

Place of Use: IRRIGATION
T06S R06E S31

SWNE

Within OWYHEE County
6.4 NWSE 18

24.4 ACRES TOTAL

STOCKWATER

SAME AS OTHER USE

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 24.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00025B & 51-00026B

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

THE APPROPRIATOR IS ENTITLED TO DIVERT UP TO THE QUANTITY OF
3.904 CFS AT THE FIELD HEADGATE TO MEET PEAK CROP DEMAND SO
LONG AS (1) THE APPROPRIATOR IS ABLE TO MAKE THAT QUANTITY
AVAILABLE THROUGH A VOLUNTARY ROTATION AGREEMENT AMONG

OFFER OF COMPROMISE

GOVERNED BY IDAHO RULE OF EVIDENCE 408

Page 1 of 2

DRAFT

SOME OR ALL OTHER USERS OF WATER FROM THE SAME SOURCE OR BY ROTATING SOME OR ALL OF THE APPROPRIATOR'S OTHER WATER RIGHTS FROM THE SAME SOURCE, (2) DIVERSION OF ANY QUANTITY ABOVE 0.24 CFS WILL NOT INJURE OTHER WATER RIGHTS, (3) ANY QUANTITY ABOVE 0.24 CFS WILL NOT BE SUBJECT TO A PRIORITY CALL UNDER THIS WATER RIGHT ON JUNIOR WATER RIGHTS, AND (4) DIVERSION OF THAT QUANTITY DOES NOT CONSTITUTE WASTE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY

Right #	Priority	Quantity	Acreage	Diversion Rate
<u>Group #1</u>				
00042A	4/1/1875	$10.5 = 0.21 \checkmark$	50.1	.62 inches/acre
00043A	4/1/1876	$21 = 0.42 \checkmark$	50.1	.62 inches/acre
00044A	Does not exist			
00045A	Does not exist			
		<u>31.5</u>		
<u>Group #2</u>				
00027A	4/1/1875 $\checkmark$	$75 = 1.5 \checkmark$	138	.62 inches/acre
00028A	4/1/1897	$10.7 \times 0.21 = 2.247$	138	.62 inches/acre
00029A	Does not exist			
		<u>85.7</u>		
<u>Group #3</u>				
00024B	4/1/1881	$12 = 0.24 \checkmark$	24.4	.62 inches/acre
00025B	4/1/1897	$2.5 = 0.05 \checkmark$	24.4	.62 inches/acre
00026B	4/1/1905	$7 = 0.014 \checkmark$	24.4	.62 inches/acre
		<u>15.2</u>		
<u>Group #4</u>				
10218	4/1/1875	$8.5 = 0.17 \checkmark$	101	.62 inches/acre
10219	4/1/1876	$50 = 1.00 \checkmark$	101	.62 inches/acre
10225	4/1/1897	$4.3 \times 0.085 = 0.3655$	101	.62 inches/acre
00053A	Does not exist			
		<u>62.9</u>		
<u>Group #5</u>				
00034B	Do not exist			
00068B				
00035B				
00036B				
		<u>62.8</u>		
<u>TOTAL</u>				
		$195.2 = 3.904 \text{ cfs}$		.62 inches/acre

One possible shortfall with this approach is that Fish and Game may need to apply high diversion rates of water to those acreages with the higher decreed per/acre diversion rates. Nevertheless, I believe this is a fair and accurate way to at least come up with a starting point

WESTERN REGION

CLAIM NUMBERS 51-00024B/00025B/00025B

AGENT Kay DATE 9/8/98

TOTAL ACRES FROM RECOMMENDATION 24.4

GEOGRAPHIC INFO SYSTEM ACRES _____

READY FOR DECREE _____ (YES)

SENT FOR DECREE _____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80 _____

POLYGON # () () () () _____ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (401) () () () ()

ATTRIBUTES OF B51-POD.SHP (16) () () () ()

B51-DBPOU.DBF KW UPDATED BY 9/29/98

B51-DBPOD.DBF KW UPDATED BY 9/29/98

RDH GPSTABLE

AJ0749NP
No. R51-000248

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

DATE: 09/22/98
PAGE: 2

Remarks: EXP WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

Dates: Exam Made Date: 12/02/1993 Verified Date: 09/22/1998 Objection Filed Date:

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

Comments: Date: 06/22/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR
OWNERSHIP CHANGED BY KW 10/27/92.
OWNERSHIP CHANGED BY KW 11/16/92.

Audit: 09/22/98 KWALKER

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

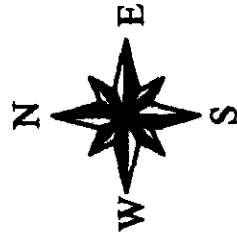
T06S, R06E, S31

**CLAIM(S): 51-00024B,
51-00025B & 51-00026B**

Owner(s): FISH & GAME

Prepared by: KAY WALKER
Date: September 22, 1998

☐ Place of Use
☒ Section Lines
☐ 1/4 1/4's



08:13:50
09/07/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION
CLAIM NUMBER: A51-000248

LAST: HEWITT
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: DELIA
STATE: ID ZIP: 00000

LAST: STATE OF IDAHO
ADDRESS: DEPT OF FISH & GAME
PO BOX 25
CITY: BOISE
PHONE NUMBER: 208-327-7025
OWNER CODE: C ✓
FIRST:
STATE: ID ZIP: 83720

LAST: FISH & GAME
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: K ✓
FIRST:
STATE: ID ZIP: 0

LAST: HARLEY
ADDRESS: 9673 PATTIE COURT
CITY: BOISE
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: ALBERT F.
STATE: ID ZIP: 83704

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE Y
FIELD EXAMINER Y (☒ N ☐)

CLAIM REMARKS: GEN WATER DELIVERED VIA SOUTH SIDE CANAL.
THIS IS A SPLIT OF 51-00024.
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR
OWNERSHIP CHANGED BY KW 10/27/92.
OWNERSHIP CHANGED BY KW 11/16/92.

CONTACT PERSON: _____ PHONE NUMBER: (____) ____-____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A51-000248 PRIORITY DATE: 04-01-1981 STAGE: D

B. WR RECORD: # 51-00024 PRIORITY DATE: 04-01-1981 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

FIELD EXAM SENT TO STATE OFFICE

LICENSE ISSUED

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES: *Dec. as decided -*

RECOMMENDED PRIORITY DATE:

04-01-1981

REVIEWED BY *fw*

DATE *9/23/98*

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

20

TWP.	RGE.	SEC.	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
07S	06E	5	1/4 SW 1/4	SE		OWYHEE		

SOURCE: BRUNEAU RIVER

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A51-000248
A51-00024A

R51-00024A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
06S	06E	31	SW	NE		STATE OF IDAHO	A51-000248 /	-	33.0		6.4
			SW	NE		GENNETTE, LESLIE D	R51-00024A / 9.0	-			
			SW	NE		GENNETTE, LESLIE D	R51-00025A / 9.0	-			
			SW	NE		GENNETTE, LESLIE D	R51-00026A / 9.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-10271 / 15.0	-			
			SW	NE		GENNETTE, LESLIE D	A51-00024A / 20.0	-			
			SW	NE		GENNETTE, LESLIE D	A51-00025A / 20.0	-			
			SW	NE		GENNETTE, LESLIE D	A51-00026A /	-			
			SW	NE		STATE OF IDAHO	A51-10166 / 10.0	-			
			SW	NE		STATE OF IDAHO	A51-00025B / 10.0	-			
			SW	NE		STATE OF IDAHO	A51-000268 / 10.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-00005 / 15.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-10350 / 15.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-00003 / 15.0	-			
			SW	NE		HEWITT, DELIA	51-00024 / 40.0	-			
			SW	NE		HEWITT, DELIA	51-00025 / 40.0	-			
			SW	NE		HEWITT, DELIA	51-00026 / 40.0	-			
06S	06E	31	SW	NE		STATE OF IDAHO	A51-000248 / 10.0	-	33.0		
			SW	NE		GENNETTE, LESLIE D	R51-00024A / 9.0	-			
			SW	NE		GENNETTE, LESLIE D	R51-00025A / 9.0	-			
			SW	NE		GENNETTE, LESLIE D	R51-00026A / 9.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-10271 / 15.0	-			
			SW	NE		GENNETTE, LESLIE D	A51-00024A / 20.0	-			
			SW	NE		GENNETTE, LESLIE D	A51-00025A / 20.0	-			
			SW	NE		GENNETTE, LESLIE D	A51-00026A /	-			
			SW	NE		STATE OF IDAHO	A51-10166 / 10.0	-			
			SW	NE		STATE OF IDAHO	A51-00025B / 10.0	-			
			SW	NE		STATE OF IDAHO	A51-000268 / 10.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-00005 / 15.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-10350 / 15.0	-			
			SW	NE		BRUNEAU BUCKAROO DITCH CO	A51-00003 / 15.0	-			
			SW	NE		HEWITT, DELIA	51-00024 / 40.0	-			
			SW	NE		HEWITT, DELIA	51-00025 / 40.0	-			
			SW	NE		HEWITT, DELIA	51-00026 / 40.0	-			
06S	06E	31	NW	SE		STATE OF IDAHO	A51-000248 /	-	28.0		18
			NW	SE		GENNETTE, LESLIE D	R51-00024A / 3.0	-			
			NW	SE		GENNETTE, LESLIE D	R51-00025A / 3.0	-			
			NW	SE		GENNETTE, LESLIE D	R51-00026A / 3.0	-			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECORD ACRES
06S	06E	31	NW	SE		BRUNEAU BUCKAROO DITCH CO	A51-10271 / 10.0	-			
						STATE OF IDAHO	A51-000268 / 28.0	-			
						GENNETTE, LESLIE D	A51-00024A / 20.0	-			
						GENNETTE, LESLIE D	A51-00025A / 20.0	-			
						GENNETTE, LESLIE D	A51-00026A / 20.0	-			
						STATE OF IDAHO	A51-10166 / 28.0	-			
						STATE OF IDAHO	A51-000258 / 28.0	-			
						BRUNEAU BUCKAROO DITCH CO	A51-00003 / 10.0	-			
						BRUNEAU BUCKAROO DITCH CO	A51-00005 / 10.0	51-00005 / 10.0			
						BRUNEAU BUCKAROO DITCH CO	A51-10350 / 10.0	51-00024 / 40.0 51-00025 / 40.0 51-00026 / 40.0			
						HEWITT, DELIA					
						HEWITT, DELIA					
						HEWITT, DELIA					
						HEWITT, DELIA					
06S	06E	31	NW	SE		STATE OF IDAHO	A51-000248 / 28.0	-	28.0		
						GENNETTE, LESLIE D	A51-00024A / 3.0	-			
						GENNETTE, LESLIE D	A51-00025A / 3.0	-			
						GENNETTE, LESLIE D	A51-00026A / 3.0	-			
						BRUNEAU BUCKAROO DITCH CO	A51-10271 / 10.0	-			
						STATE OF IDAHO	A51-000268 / 28.0	-			
						GENNETTE, LESLIE D	A51-00024A / 20.0	-			
						GENNETTE, LESLIE D	A51-00025A / 20.0	-			
						GENNETTE, LESLIE D	A51-00026A / 20.0	-			
						STATE OF IDAHO	A51-10166 / 28.0	-			
						STATE OF IDAHO	A51-000258 / 28.0	-			
						BRUNEAU BUCKAROO DITCH CO	A51-00003 / 10.0	-			
						BRUNEAU BUCKAROO DITCH CO	A51-00005 / 10.0	51-00005 / 10.0			
						BRUNEAU BUCKAROO DITCH CO	A51-10350 / 10.0	51-00024 / 40.0 51-00025 / 40.0 51-00026 / 40.0			
						HEWITT, DELIA					
						HEWITT, DELIA					
						HEWITT, DELIA					

ADDITIONAL POU FOUND

24.4

TOTAL ACRES A51-000248 38.00 122.00

POU COUNTY: OMYHEE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

Y() N()

LIST OF ALL RIGHTS WITH A SAME POJ AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-000248	BRUNEAU RIVER	STATE OF IDAHO	0.240	0.006		
A51-00003	BRUNEAU RIVER	BRUNEAU BUCKAROO DITCH CO	20.000	0.009		
A51-00005	BRUNEAU RIVER	BRUNEAU BUCKAROO DITCH CO	16.400	0.007		
A51-00024A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.250	0.010		
A51-00024A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.500	0.012		
A51-00025A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.050	0.002		
A51-00025A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.100	0.002		
A51-00025B	BRUNEAU RIVER	STATE OF IDAHO	0.050	0.001		
A51-00026A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.200	0.005		
A51-00026A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.100	0.004		
A51-00026B	BRUNEAU RIVER	STATE OF IDAHO	0.100	0.002		
A51-10166	FLOOD WATER	STATE OF IDAHO	7.460	0.020		
A51-10271	BRUNEAU RIVER	BRUNEAU BUCKAROO DITCH CO	42.600	0.013		
A51-10350	BRUNEAU RIVER	BRUNEAU BUCKAROO DITCH CO	13.540	0.006		

LIST ALL RIGHTS WITH SAME POJ BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-00024B	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
A51-00024A	STOCKWATER	GENNETTE, LESLIE D	FROM 01-01 TO 12-31	0.050 CFS	
A51-00025A	STOCKWATER	GENNETTE, LESLIE D	FROM 01-01 TO 12-31	0.050 CFS	
A51-00026A	STOCKWATER	GENNETTE, LESLIE D	FROM 01-01 TO 12-31	0.050 CFS	
A51-00025B	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
A51-00026B	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 51-00025, 51-00026

Y() N()

E. IS THE CLAIMED POJ THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POJ, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

N/A() Y() N()

F. CAN THE CLAIMED POJ BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDNR NO. _____; () TOPOGRAPHIC QUAD, IDNR NO. _____;

() NAPP, IDNR NO. _____; () ASCS PHOTO; () OTHER

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: 4.4 N/A()

REVIEWED BY: EW DATE: 9/23/98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-000248 IRRIGATION	FROM 03-15 TO 11-15	0.240 CFS	
A51-000248 STOCKWATER	FROM 01-01 TO 12-31	0.050 CFS	
TOTAL DIVERSION RATE/VOLUME		0.240 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
51-00024 IRRIGATION	FROM TO	0.500 CFS	
51-00024 STOCKWATER	FROM TO		
51-00024 DOMESTIC	FROM TO		
TOTAL DIVERSION RATE/VOLUME		0.500 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? ☒ Y ☐ N ☐D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☐ N/A ☒ Y ☒ N ☐

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? ☒ Y ☐ N ☐F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? ☐ Y ☐ N ☒G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? ☒ Y ☐ N ☐

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☐ N/A ☒ Y ☐ N ☐

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? ☐ N/A ☐ Y ☐ N ☒J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☒ N/A ☐ Y ☐ N ☐

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? ☒ N/A ☐ Y ☐ N ☐

NOTES: Rec. irrig. season of 3/1 to 11/15

AJ CLAIM TOTAL DIVERSION RATE: 0.240 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(✓) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(✓) N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(✓)

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 24.4 x 0.02 CFS/ACRE = 0.488 CFS
(Taken from pov review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(✓)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME N/A AF/A

CLAIMED DIVERSION VOLUME = N/A AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE N/A AF/A

CLAIMED CONSUMPTIVE USE = N/A AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS

51-00025B = .05
00026B = .10
00024B = .24
 .39

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	3/1 05 01-01 12-31	DATABASE EXAMINER 0.240 0.24 0.050 0.05	DATABASE EXAMINER 0.0 0.0	
STOCKWATER				
TOTAL FOR THIS RIGHT		0.24	N/A	N/A

NON-IRRIGATION USES CLAIMED: S/ STOCKWATER, IN STREAM (DITCH) VARIABLE AMOUNTS.

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: KW DATE: 9/23/98

FLAG:

STANDARD CONDITIONS (CODE):

N05, N08, C14

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

POLL - E14

EXPLANATORY REMARKS (CODE):

FOI - SSBCC

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED ☒ NEEDS REVIEW ☐
☐ ☐ ☐ ☐
☐ ☐ ☐ ☐

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-00024

EXAMINER 0.49
DATABASE 0.500 CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "WR" CLAIM NUM.	"WR" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
51-00024	A51-00024A	0.500	R51-00024A	0.250	51-00024	0.500
-	A51-00024B	0.240	R51-00024B	0.24	-	-
TOTAL CFS		0.740	0.49		0.500	

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

AUTHENTICATION:

SIGNATURE: Ray Walker DATE: 9/23/98
NAME OF FIELD EXAMINER: Ray Walker TITLE: Sr. Agent

Memorandum

To: FILES

From: Kay Walker 

Date: 09/22/98

Re: IRRIGATION OF FISH & GAME LANDS

I went out to visit the Fish and Game Lands claimed on September 2, 1998 after receiving the Notice of Errors they submitted in response to my proposed recommendations. I met with Dick Orcutt of the Bruneau Fish and Game office. He took me out to the property located in the SE1/4, Sec. 31, T06S, R06E.

The land shown to me in SE1/4, Sec. 31, T06S, R06E was being irrigated and had crops growing on it. I will re-evaluate my recommendations for that property.

Since the land shown to me on September 2, was not the entire property, I obtained a 1995 ASCS photo of the entire property. I could not see any more lands irrigated as found in the SE1/4, S31. I called Dick Orcutt this morning and discussed this with him. He stated that all the property claimed is irrigated. The lands over and above the SE1/4, Sec. 31 are irrigated to produce natural grasses for grazing, wildlife cover, etc. These lands do not appear as other irrigated lands in the area because the fields are not plowed or worked as most irrigated lands. However, according to Mr. Orcutt, the use on these lands could not happen if they did not irrigate. In regard to this, I will re-evaluate all the claims submitted and prepare recommendations for decree.

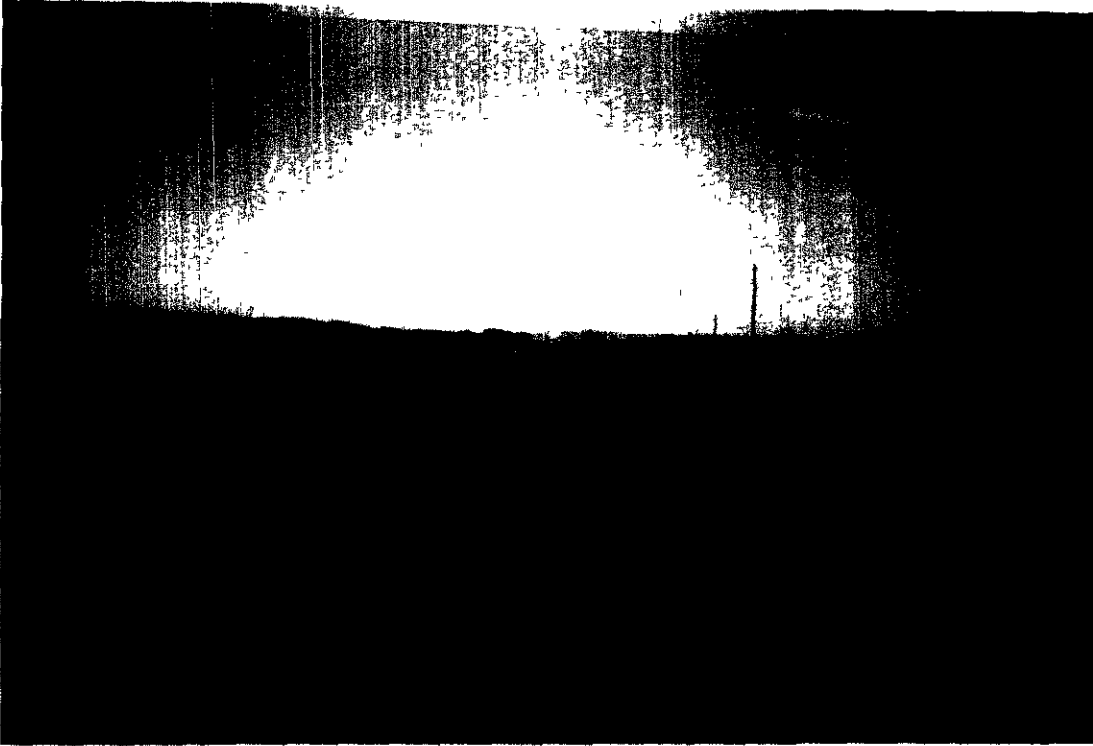


PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harley Place"

-F&G
51-00024B,
etc.



From
field
looking
towards
Hot Creek
Road



Hayfield
"below" old
Harley
house



PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9/2/98

FILE NO(S). "Harley Place" A51-00024B/etc.

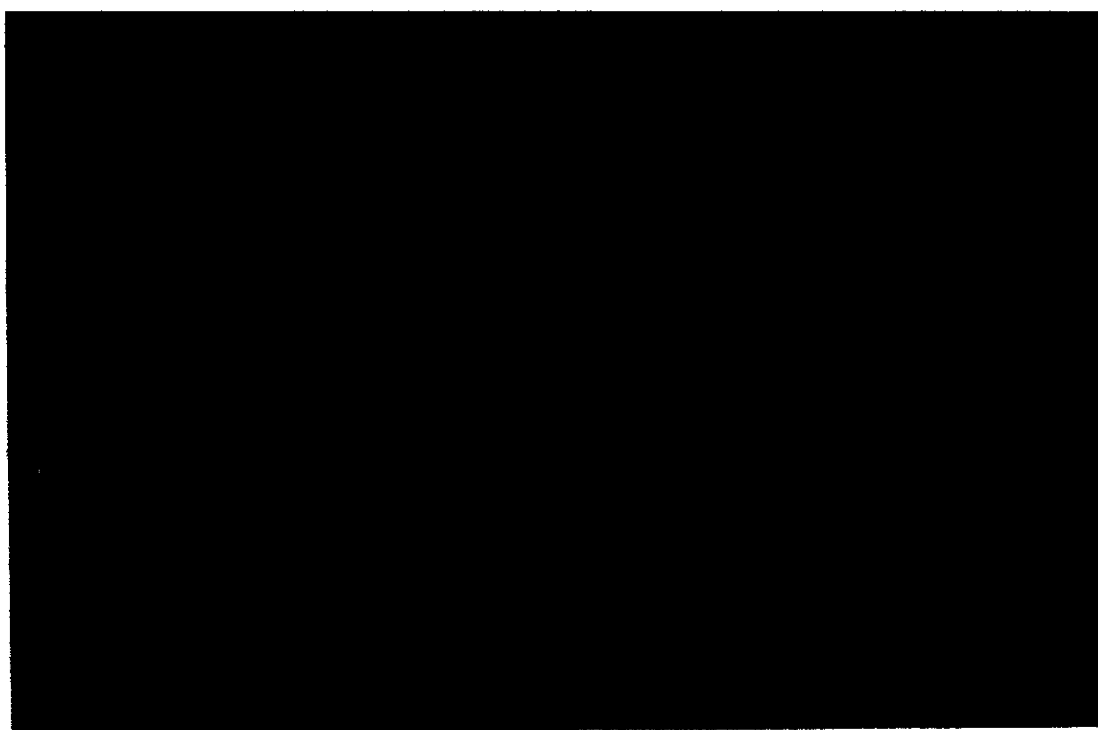
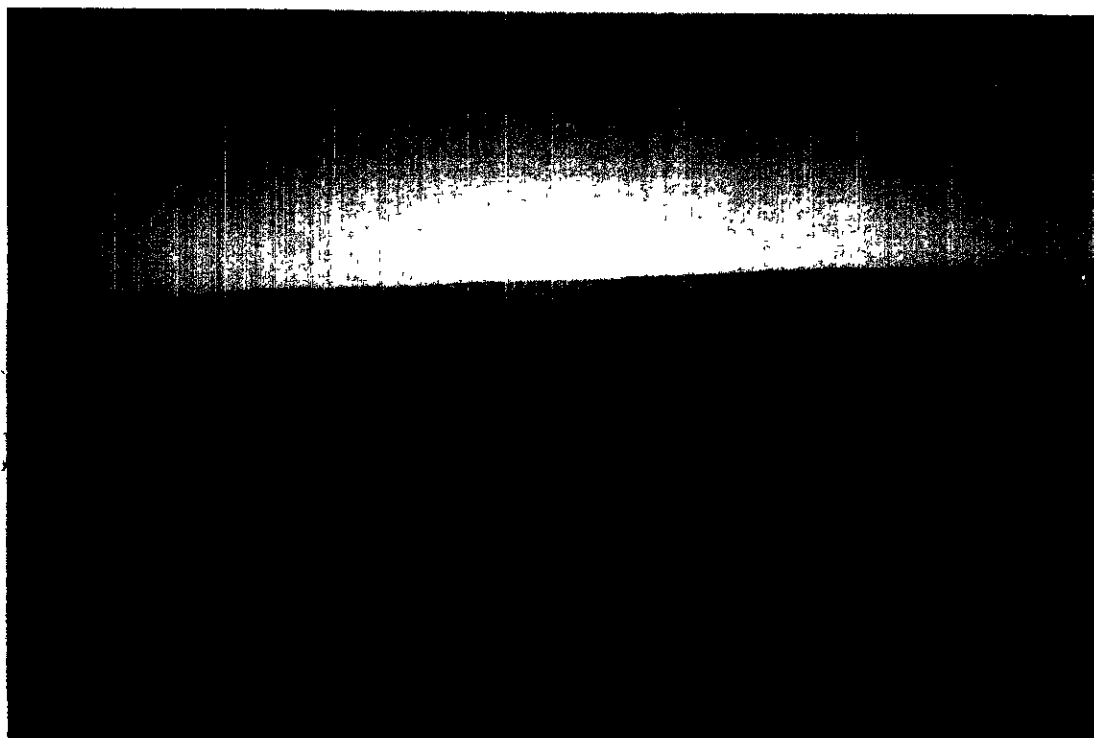




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Hayup Place" A51-00024B etc.

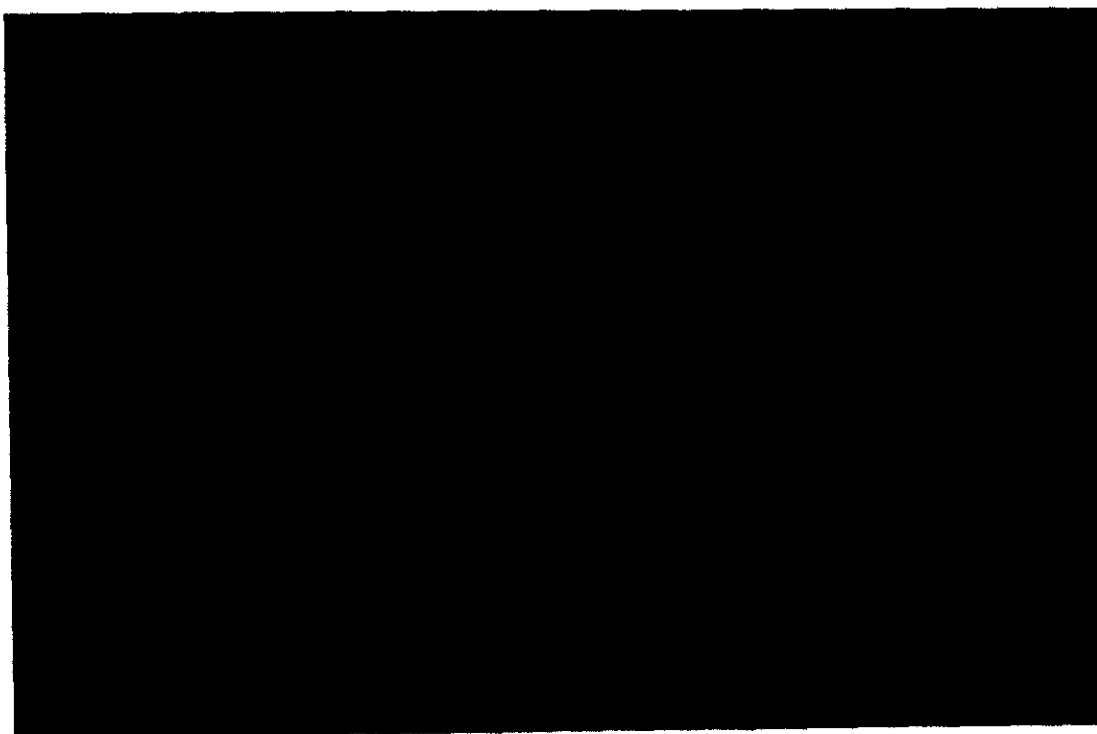




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Harley Place" A51-00024B
etc

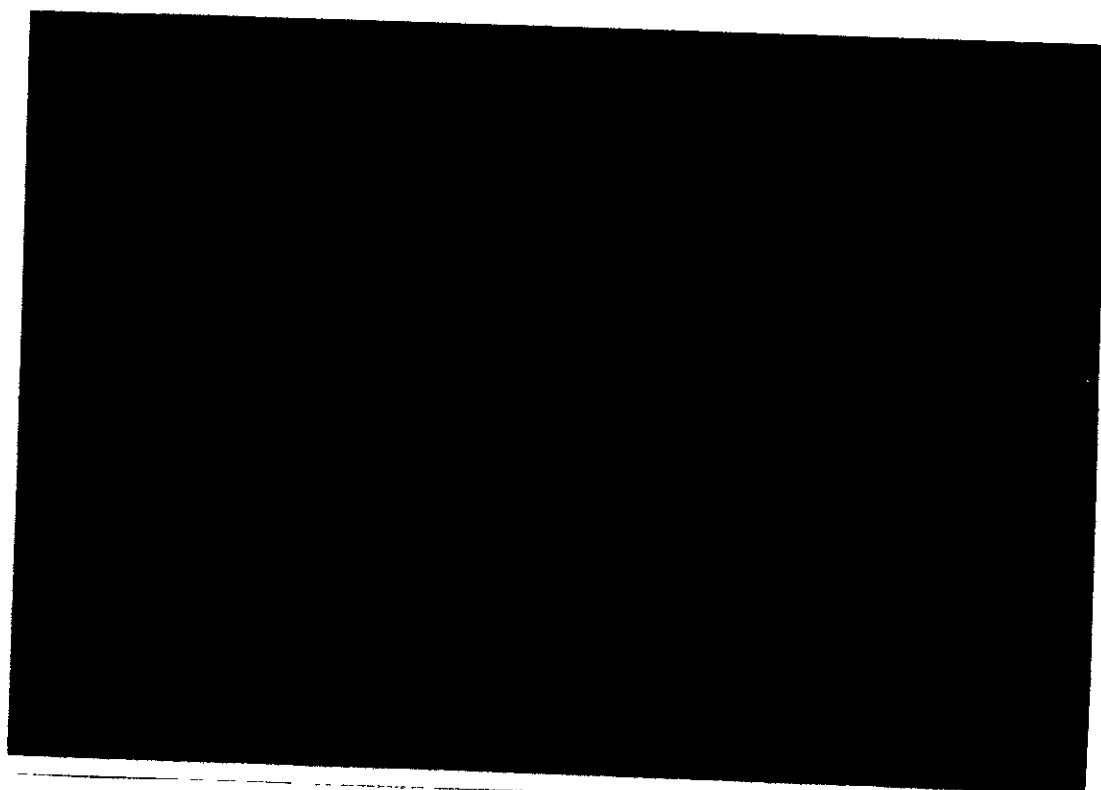




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Nalley Place" A51-00024B
etc

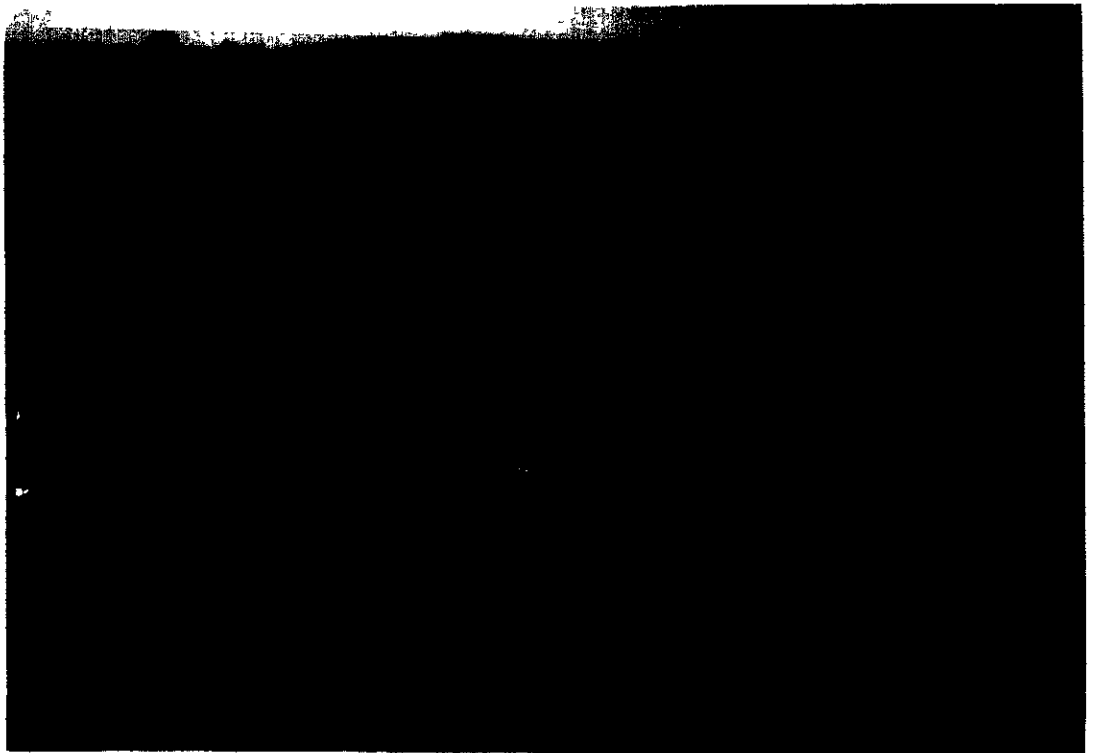
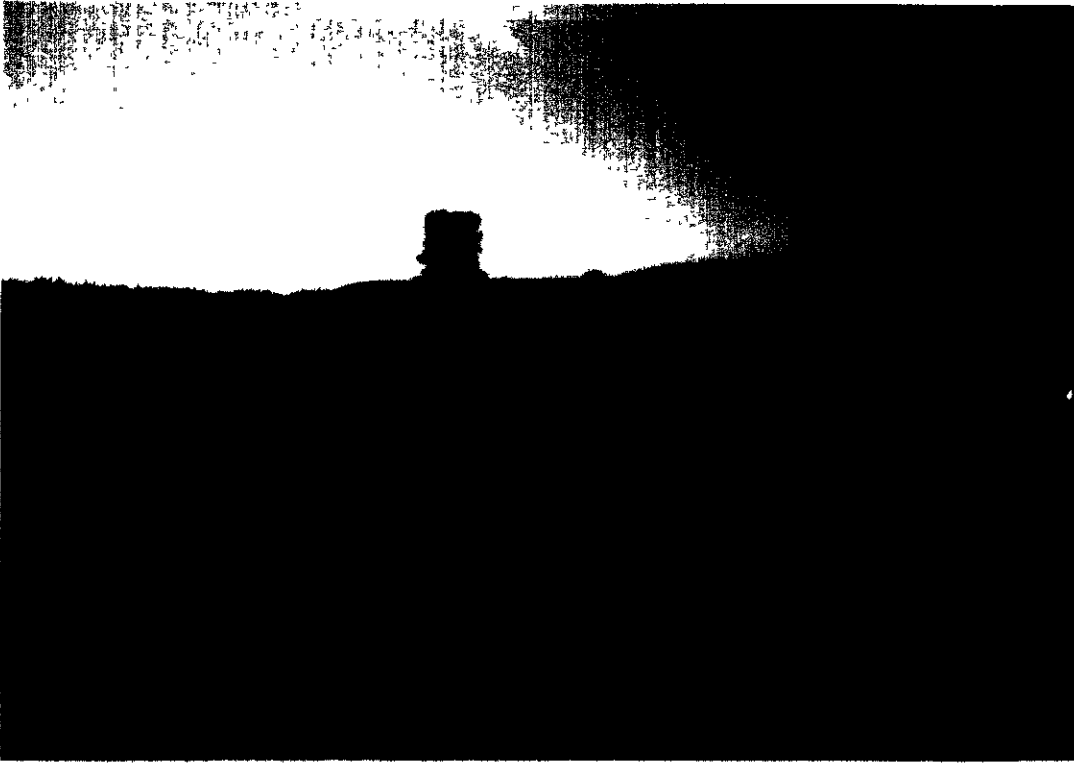




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Hasley Place" A51-00024B
etc

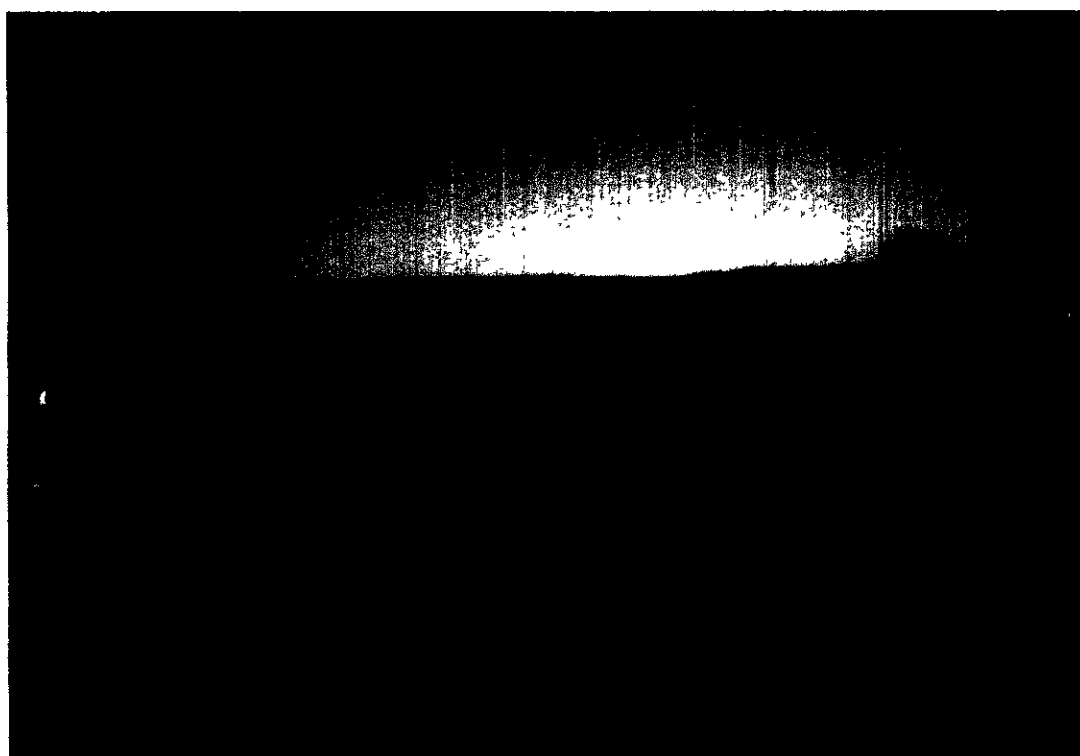
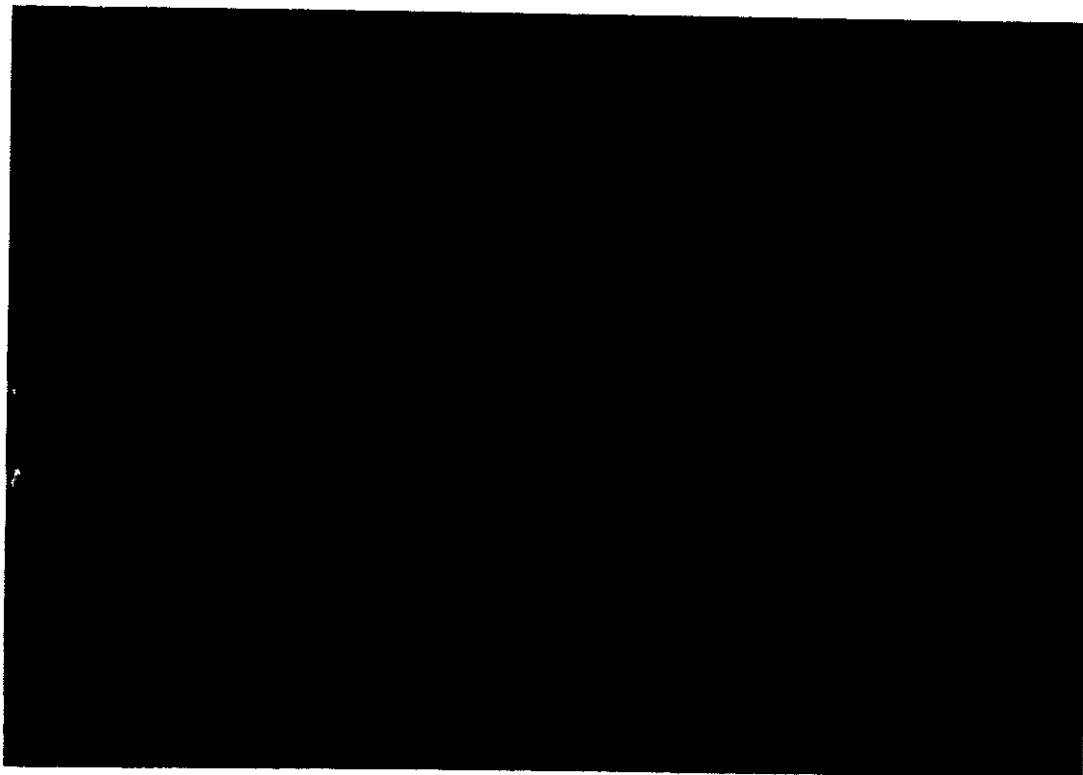




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Nesley Place" A51-00074B
etc

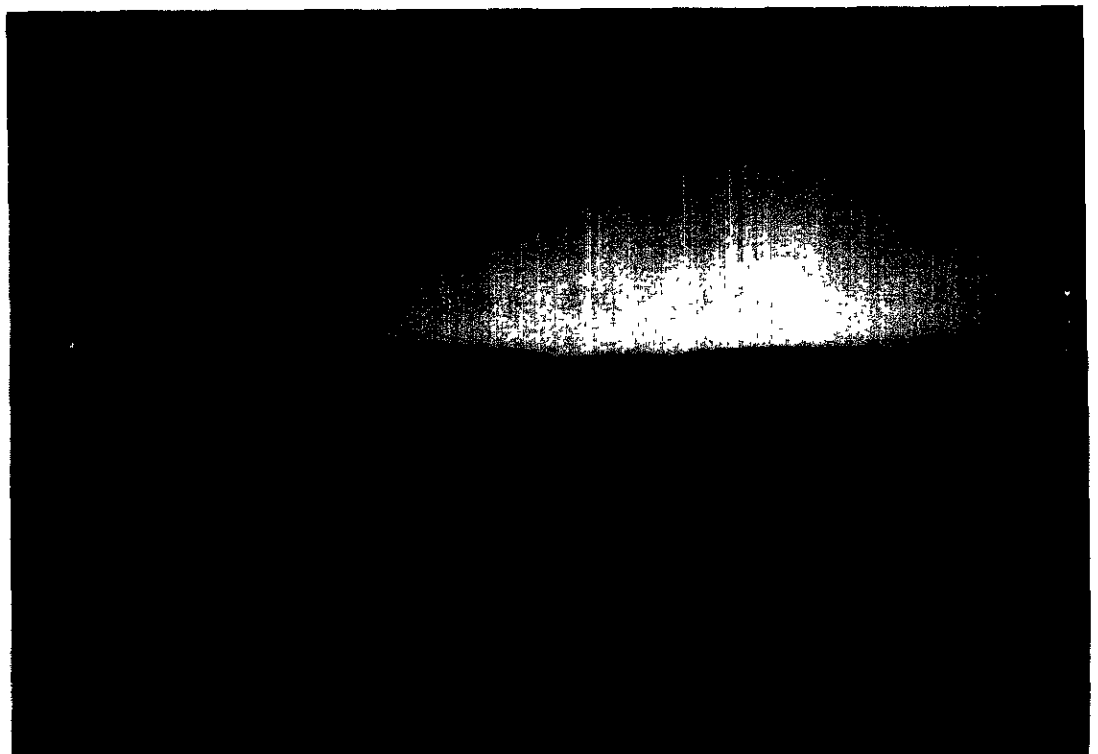
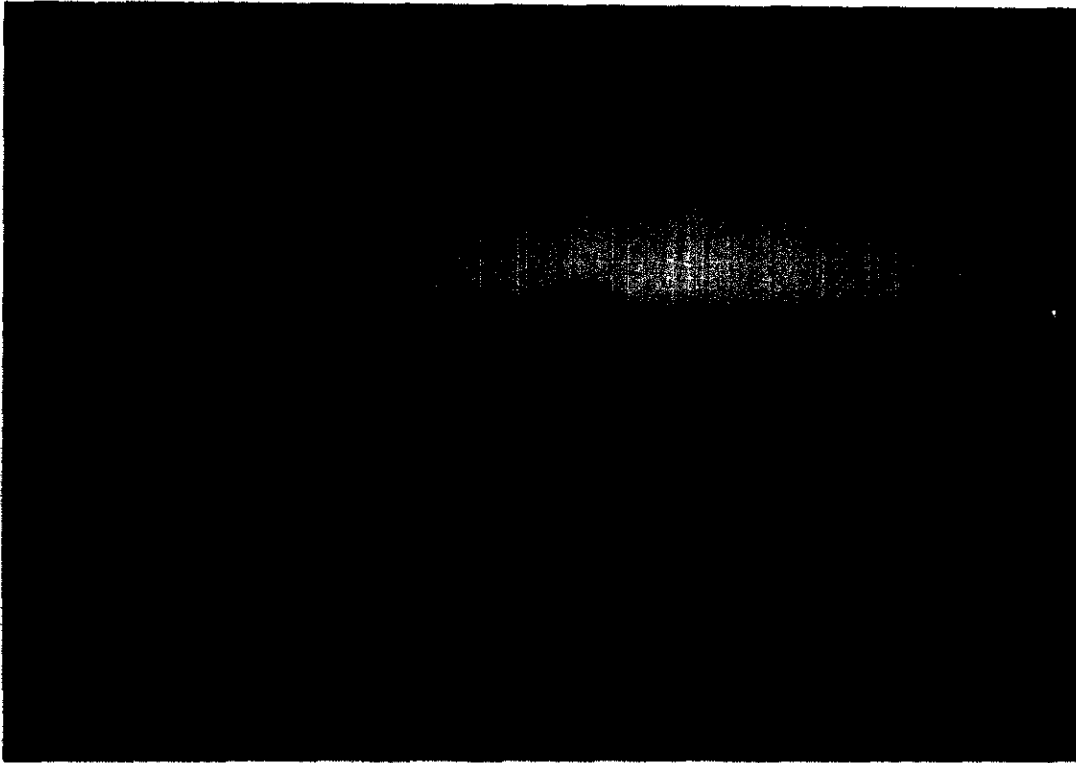




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S) - "Harley Place" A51-00034B
etc.

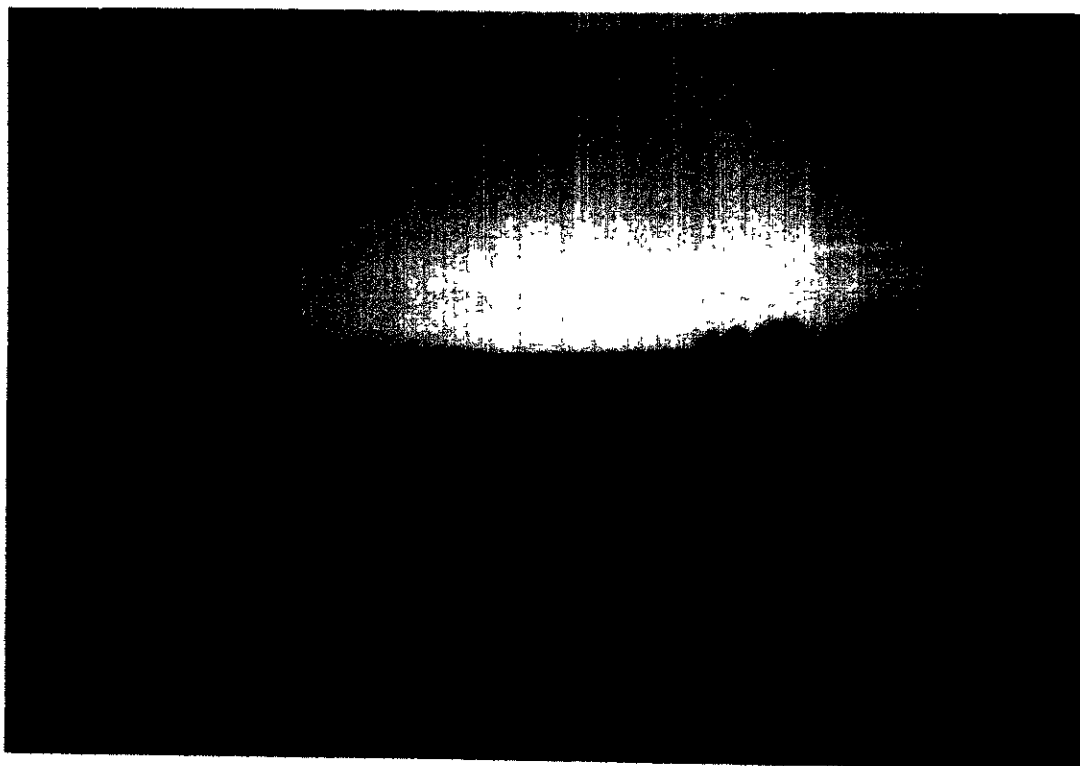
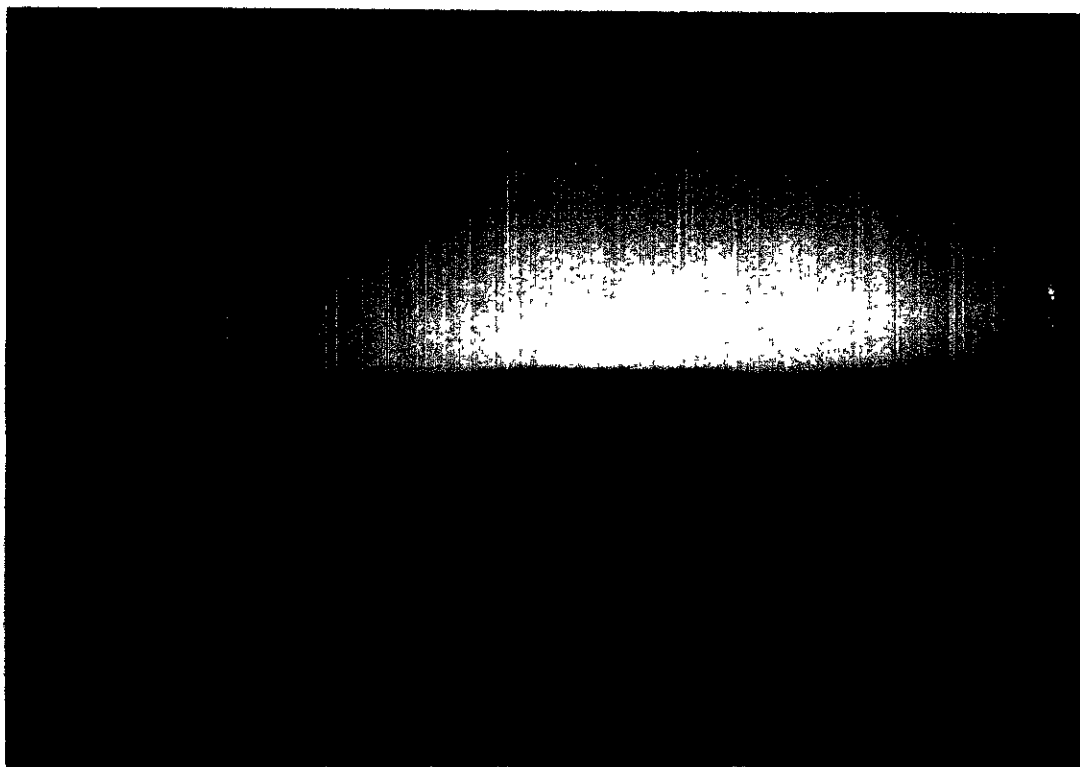




PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Therley Place" A51-00024 B
etc





PHOTOGRAPHER: KAY WALKER

DATE OF PHOTOS 9-2-98

FILE NO(S). "Verdey Place" A51-00024B
etc.





FF 30

1A-
113.6

60

15.

1276.

270

617
~~2263~~
1856
T701

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101

3
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17.3 ~~4.5~~

4 Hel
15.8

15.8

608

~~1436~~
~~T691~~

91

72

T63

1265

5.31232

9-2-98 Met w/ Rick Orcutt at
Bureau - showed me plu

A51-00024B - gaze livestock
25 in winter
26 12/15 -
~ 250 hd.
land leased to Prow

Harley Place -

7x purchased in '92
irrigates to grow ~~beef~~ for
keep wildlife & stock -

Prow farms (leases)
most all of Harley Place.

Have ^{corn} milo/grass mix on
part of property; good
alfalfa crop on part
that Prow farms -

Have area ~~between~~ fields
& river that is watered to
grow wildlife cover - area
used for hunters in fall.

Use Turner & Birch Witches -

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

T06S, R06E, S31

**CLAIM(S): 51-00024B,
51-00025B, 51-00026B
& 51-10169**

Owner(s): Idaho Dept.
of Fish & Game

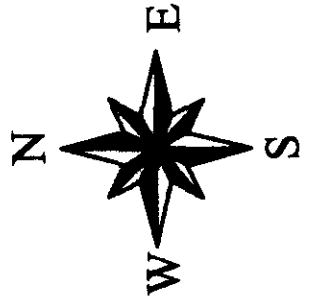
Prepared by: KAY WALKER
Date: July 25, 1998

 Place of Use

 Point(s) of Diversion

 Section Lines

 1/4 1/4's



0 0.25 0.5 0.75 1 1.25 Miles





Cpy To Re 3 & CJ ST-1/ke
2/23/98

IDAHO FISH AND GAME
600 South Walnut/Box 25
Boise, Idaho 83707-0025

Philip E. Batt/Governor
Stephen P. Mealey/Director

Commodity Title: Farming
Commodity Code: 9450
Contract Number: FG010-0498-04
Date: 7/29/96

NOTICE OF CONTRACT EXTENSION
PLEASE ATTACH THIS NOTICE TO YOUR EXISTING CONTRACT NOTED ABOVE

1. As provided for in the contract, the contract for Farming/Grazing, Contract Number FG010-0498-04, has been extended for three (3) years. The Contract Extension commences 4/16/98 and expires 4/15/01. The same terms, conditions, and prices prevail for the contract extension period.
2. PLEASE NOTE THE NEW CONTRACT NUMBER:

New Contract Number: FG010-0401-04

VENDOR: Ron Prow
HC 85 Box 127
Bruneau, ID 83604



Ron Prow
Bruneau, ID 83604

2/20/98

(Date)



Vaughn Brauer
Purchasing Agent

Feb 18, 1998

(Date)



IDAHO FISH AND GAME
600 South Walnut/Box 25
Boise, Idaho 83707-0025

RECEIVED

SEP 02 1998

WATER RESOURCES
WESTERN REGION

Philip E. Batt/Governor
Stephen P. Mealey/Director

Commodity Title: Farming
Commodity Code: 9450
Contract Number: FG010-0497-04
Date: 7/29/96

NOTICE OF CONTRACT EXTENSION
PLEASE ATTACH THIS NOTICE TO YOUR EXISTING CONTRACT NOTED ABOVE

1. As provided for in the contract, the contract for Farming/Grazing, Contract Number FG010-0497-04 has been extended for (1) year. The Contract Extension commences 4/16/97 and expires 4/15/98. The same terms, conditions, and prices prevail for the contract extension period.
2. PLEASE NOTE THE NEW CONTRACT NUMBER:

New Contract Number: FG010-0498-04

VENDOR:

Ron Prow
HC85 Box 127
Bruneau ID 83604



Ron Prow
Bruneau ID 83604

3/27/97
(Date)



Vaughn Brauer
Purchasing Agent

3/25/97
(Date)

REGION 1 _____ McCALL _____
REGION 2 _____ BOISE _____
REGION 3 _____ SHOP _____

REGION 3 Turnigood BUREAU3 (10) _____

REGION 4 _____ Pickens IT _____

REGION 5 _____ _____

REGION 6 _____ _____

REGION 7 _____ _____

REGION 8 _____ _____

REGION 9 _____ _____

REGION 10 _____ _____

E:\ADMIN\CTREXT.VB

RECEIVED

SEP 01 1998

WATER RESOURCES
WESTERN REGIONCUSTOM FARMING / GRAZING CONTRACT
C.J. Strike Wildlife Management Area

Copy To: C.J. Strike

Region 3

Parker

8/13/98

FG 010-0497-04

Expires 4/15/99

Extended to 2001

This contract made and entered into between the State of Idaho Department of Fish and Game (hereinafter the Department) 600 South Walnut, Boise, Idaho 83707, and Ron Prow (hereinafter Contractor) of Bruneau, Idaho is made in reference to the following facts:

The Contractor will accomplish the farm work requested between April 1 and September 30, 1996. Grazing will be allowed January 15 through April 15, 1997, on areas separated from wildlife food plots. The Department reserves the right to impose reasonable guidelines or requirements which may be necessary for the management, safety, or cleanliness of the property.

RECITALS

A. The Department owns real property in Owyhee County, Idaho (hereinafter the Property) known as the Hot Springs segment of C.J. Strike Wildlife Management Area (WMA). A complete legal description of the Property is available upon request.

B. The Department desires to manage the Property for wildlife habitat by using domestic cattle and developing cropland as management tools.

D. The Contractor desires to graze said Property and agrees to comply with the conditions and terms contained herein.

SECTION ONE
Requirements

A. The Contractor shall prepare for planting and plant 25 acres of grain and/or corn. The entire crop shall be protected from grazing and food plots left standing in the field for wildlife until February 15. The Contractor shall also irrigate and harvest an existing fifty (50) acres of alfalfa. Alfalfa will be baled in approximately 100 pound bales and stacked on the property in an area designated by the WMA manager.

SECTION ONE, continued

B. The Contractor shall irrigate all agricultural crops in a good farm-like manner and spray noxious weeds.

C. The Contractor shall maintain all irrigation systems on the property and maintain and repair all (approximately six (6) miles) interior and boundary-line fences. Repair shall include replacement of any fence washed out by erosion. Historically, the Department has experienced washouts of from one-half to two (2) miles each year. Fence is wood post, four strand barbed wire.

D. As payment for the work described in "A" through "C" above, the Contractor shall, for the purpose of removing thick vegetative growth, graze up to 200 head of cattle in designated areas to enhance low profile vegetation for Canada goose brooding areas. Grazing will be allowed during the period of ~~January~~ ^{March} 15 through April 15, 1997.

E. The Contractor shall regularly inspect the property and remove any unauthorized livestock.

F. Department representatives and the general public shall have the privilege to enter on, occupy, and pass across the property of the Hot Springs Ranch for the purpose of hunting, fishing, trapping, or other recreational pursuits. Provided, however, the Department may reasonably regulate such public entry, occupancy, or passage for the purpose of preventing damage to crops or nesting wildlife.

SECTION TWO
Termination of Contract

The Department may revoke, at its discretion, this agreement upon occurrence of any of the following events.

A. The Contractor causes, permits or suffers any strip or waste to the property.

B. Any other basis recognized by the statute or by the common law of the State of Idaho.

SECTION THREE
Loss or Damage to Equipment

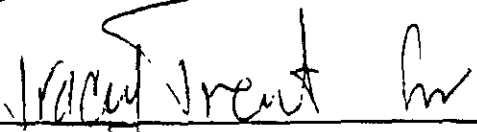
The Department shall not be responsible for stolen, lost, or damaged equipment or tools that the Contractor may incur.

LIABILITY

The Contractor shall exonerate, indemnify and hold the State of Idaho harmless from and against and assume full responsibility for payment of all federal, state, and local taxes or contributions imposed or required under unemployment insurance, social security, worker's compensation, and income tax laws with respect to Contractor or Contractor's employees engaged in the performance of this contract. The Contractor will maintain Worker's Compensation Insurance and will provide certificate of same, except if Contractor is exempt from the Idaho Worker's Compensation Law pursuant to Idaho Code Section 72-212(8) (agricultural pursuits) and Contractor has not elected coverage as provided in Idaho Code Section 72-213. If the Contractor is not exempt of or has elected coverage, then the failure to provide a certificate of Worker's Compensation may, at the State's discretion, result in cancellation of the contract or in a contract price adjustment to cover the State's cost of providing the necessary Worker's Compensation Insurance. The State will not assume liability as an employer.

State of Idaho
Department of Fish and Game

Contractor


Jerry M. Conley

Date

7/29/96


Ron Prow

Date

7/15/96

WARRANTY DEED
Bruneau River Water Right Ranch
Idaho Department of Fish and Game

A Parcel of land being those parts of the E½, Section 36, Township 6 South, Range 5 East, B. M., Owyhee County, Idaho, and

those parts of the NW¼, N½SW¼, SE½SW¼, SW¼NE¼ and SE¼ of Section 31 and SW¼SW¼ of Section 32, Township 6 South, Range 6 East, B. M., and

those parts of Lots 1 and 2, Section 6, Township 7 North, Range 6 East, B. M., Owyhee County, Idaho, bounded and more particularly described as follows:

Beginning at the Northwest corner of Section 31, T6S, R6E, B. M.; thence S 89°31'24" E, a distance of 994.33 feet to a point being the highwater mark on the bank of Bruneau River; thence up-stream along the highwater mark of Bruneau River, the following courses: S 34°52'29" E, 49.83 feet; S 35°39'11" E, 529.98 feet; S 40°33'43" E, 159.00 feet; S 75°08'17" E, 101.18 feet; S 80°40'13" E, 478.37 feet; S 13°29'05" E, 507.67 feet; S 16°06'16" E, 142.00 feet; S 37°25'02" E, 325.65 feet; S 63°03'12" E, 11.54 feet; S 40°11'12" E, 250.73 feet; S 43°15'00" E, 320.55 feet; S 13°59'41" E, 458.46 feet; S 27°01'40" E, 367.68 feet; S 10°20'13" E, 319.42 feet; S 02°50'06" W, 205.01 feet; S 69°11'15" W, 153.85 feet; S 15°36'08" W, 215.76 feet; S 12°05'09" E, 200.02 feet; S 54°50'22" E, 105.65 feet; S 75°19'58" E, 594.68 feet; S 75°12'33" E, 202.16 feet; S 89°50'45" E, 22.51 feet; N 54°57'09" E, 129.97 feet; S 81°05'29" E, 273.41 feet; S 57°06'02" E, 43.95 feet; S 80°50'45" E, 721.55 feet; S 89°50'45" E, 65.26 feet; S 0°14'40" E, 48.65 feet; S 53°17'07" E, 234.38 feet; S 52°58'30" E, 550.80 feet; S 46°09'38" E, 230.56 feet; thence leaving the highwater mark of Bruneau River, S 62°27'00" W, 135.05 feet; S 62°27'00" W, 380.00 feet; S 58°12'00" W, 477.70 feet; S 09°18'00" E, 152.00 feet; S 44°02'00" W, 159.30 feet; S 16°57'00" W, 303.70 feet; S 01°17'00" W, 118.50 feet; S 35°00'00" W, 32.60 feet; S 02°28'00" W, 97.50 feet, to a point in the centerline of the Bruneau South Side Canal; thence downstream along the centerline of said South Side Canal the following courses:

continued:

N 74°37'50" W, 108.51 feet;
 S 43°29'11" W, 57.56 feet;
 N 76°19'42" W, 269.00 feet;
 S 54°02'57" W, 176.32 feet;
 N 26°07'46" W, 107.06 feet;
 N 62°09'26" W, 156.04 feet;
 N 77°25'25" W, 155.29 feet;
 N 21°35'06" W, 301.27 feet;
 N 11°57'07" W, 71.76 feet;
 N 85°49'22" W, 55.19 feet;
 N 50°07'21" W, 79.44 feet;
 N 17°18'19" W, 105.06 feet;
 N 82°09'36" W, 60.33 feet;
 N 03°54'11" W, 94.76 feet;
 N 44°06'39" W, 103.44 feet;
 S 61°34'23" W, 86.72 feet;
 N 77°04'53" W, 94.51 feet;
 N 39°12'10" W, 208.47 feet;
 N 82°29'54" W, 141.93 feet;
 N 64°10'35" W, 109.85 feet to
 a point on the West line of Section 31, T6S, R6E, B. M.;
 thence S 00°01'00" E, a distance of 1,873.10 feet to a
 point on the northerly right-of-way of a certain County
 road; thence along said right-of-way the following courses;
 N 36°55'01" W, 195.60 feet; N 46°49'28" W, 834.43 feet;
 N 54°55'51" W, 249.09 feet; N 61°33'56" W, 173.70 feet;
 N 44°49'35" W, 286.70 feet, to a point on the West line of
 Section 36, T6S, R5E, B. M.; thence N 00°07'03" E,
 a distance of 2,557.43 feet; thence S 88°30'00" E, a
 distance of 1,336.15 feet; thence N 00°01'00" W, a distance
 of 52 feet to the Point of Beginning.

August 4, 1998

RECEIVED

SEP 01 1998

WATER RESOURCES
WESTERN REGION

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 4, 1998

Water right number 51-00024B

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83720

Daytime Telephone Number: 334-2597

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source)

The des2 flow1 of the claim.

2. Describe the changes you wish to make in the proposed recommendation:

Recommend the water right as originally claimed

3. Give a brief explanation as to why you disagree with these portions:

This right has been used to irrigate crops, ^{water stock} and provide wildlife habitat since the department acquired the property in 1992

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 27 Aug 98

SIGNATURE: _____

Please print your name. _____

Cindy Robertson

Cindy Robertson

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)07/25/98 09:26:38
Page 1Water Right Number - R51-000248 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +*** C - CURRENT OWNER ***
STATE OF IDAHO1 - DEPT OF FISH & GAME
2 - PO BOX 25
3 -
City- BOISE
Phone - 208-327-7025
State- ID Zip- 83720*** K - ALSO KNOWN AS ***
FISH & GAME1 -
2 -
3 -
City- X
Phone - 208-000-0000
State- ID Zip- 0*** O - ORIGINAL OWNER ***
HEWITT1 - DELIA
2 -
3 -
City- N/A
Phone - 208-000-0000
1 - 9673 PATTIE COURT
2 -
3 -
City- BOISE
Phone - 208-000-0000
State- ID Zip- 83704

HARLEY

ALBERT F.

+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1981 14 WESTERN I - DISALLOWED+ - - Source - - - - - + + - - Tributary - - - - - +
BRUNEAU RIVER SNAKE RIVER+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

07S 06E 5 SW SE (73) OMYHEE

+ - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 03/01 11/15 0.240
04 - STOCKWATER 01/01 12/31 0.050+ - - Total Div. Rate - - - + + - - Total Div. Volume - - - + + - - Total Consumptive Use - - - + + - - KW Usage - - - +
0.240 0.0+ - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County
06S 06E 31 SW NE 6.2 01 IRRIGATION 01 (73) OMYHEE
06S 06E 31 NW SE 18.0 01 IRRIGATION 01 (73) OMYHEE
06S 06E 31 SW NE 04 STOCKWATER 04 (73) OMYHEE
06S 06E 31 NW SE 04 STOCKWATER 04 (73) OMYHEE

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)**

AJ0743NP
(00-124)

Prefix Translation: RESEARCH

Water right number - R51-00024B

+ - - Diversion Means - HEADGATES IN CANAL TO DITCHES TO FLOOD IRRIGATION.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 51-00025, 51-00026

Remarks

GEN
FORFEITED/ABANDONED.
DUE TO NON-USE 1987 - 1998.

+ . . .	- - - - -
No Old Water Right Numbers Found	- - - - -
	Old Water Right Numbers
+ . . .	- - - - -
	+

+-----+-----+
 - Conditions of Approval -
 No Conditions of Approval found.

```

+ - - - - Decree Plaintiff - - - +
GRANDVIEW TR. DIST.
+ - - - - Decree Defendant - - - +
BRUNEAU BUCKAROO CO-OP DITCH CO.
+ - Decree Date - -
00/00/0000

```

.....

Date: 06/22/1998 User Id: KWALKER Subject: COPIED FROM REMARKS
WATER DELIVERED VIA SOUTH SIDE CANAL.
AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
OWNERSHIP CHANGED BY KW 10/27/92.
THIS IS A SPLIT OF 51-00024.
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR
OWNERSHIP CHANGED BY KW 11/16/92.

+ - - Audit Fields - - + 07/25/98 KWALKER

+ + + + + Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 12/02/1993	Civil Case Number	-
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 07/25/1998	Old Judicial District	-
Claim Received Date	- 01/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W002030	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:33:18
07/25/98

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A51-000248

LAST: HEWITT
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: DELIA
STATE: ID ZIP: 00000

LAST: STATE OF IDAHO
ADDRESS: DEPT OF FISH & GAME
PO BOX 25
CITY: BOISE
PHONE NUMBER: 208-327-7025

FIRST:

STATE: ID ZIP: 83720

OWNER CODE: C

LAST: FISH & GAME
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 0

OWNER CODE: K

LAST: HARLEY
ADDRESS: 9673 PATTIE COURT
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: ALBERT F.

STATE: ID ZIP: 83704

OWNER CODE: 0

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(✓)

CLAIM REMARKS: GEN

WATER DELIVERED VIA SOUTH SIDE CANAL.

THIS IS A SPLIT OF 51-00024.

AMENDED 03/21/1989 TO REFLECT POINT OF DIVERSION FOR SOUTH SIDE
CANAL AND NOT LATERALS ORIGINALLY CLAIMED. ELR

OWNERSHIP CHANGED BY KW 10/27/92.

OWNERSHIP CHANGED BY KW 11/16/92.

CONTACT PERSON: _____

PHONE NUMBER: () - - -

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y() N()

TIME: ____:____ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

On Dec. 2, 1993 I viewed this property - there were no evidence of irrigation taking place. I viewed this property again on July 2, 1998 and it still did not appear to be in use.

A. AJ CLAIM: # A51-000248 PRIORITY DATE: 04-01-1881 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(✓) N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(✓)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y(✓) N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A(✓) Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(✓) N()

NOTES:

RECOMMENDED PRIORITY DATE:

REVIEWED BY

kw

DATE

8/5/98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A51-000248	07S	06E	5		SW	SE				CANYNEE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
* 46 A PREFIX CLAIMS WITH THIS POD
** 41 R PREFIX CLAIMS WITH THIS POD

NR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: BRUNEAU RIVER

TRIB: SNAKE RIVER

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
07S	06E	5	SW	SE					CANYNEE		

SOURCE: BRUNEAU RIVER

TRIB: SNAKE RIVER

REVIEWED BY: *kw*

DATE: 8/5/98

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS:

A51-00024B
A51-00024A

R51-00024A

R51-000248

B. POW LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ	#/ACRES	LANDSAT DATA	FIELD EXAM.	RECORDING ACRES
06S	06E	31	SW	NE		STATE OF IDAHO	A51-000248	/	-	/	
06S	06E	31	SW	NE		STATE OF IDAHO	A51-000248	/ 10.0	-	/	
06S	06E	31	NW	SE		STATE OF IDAHO	A51-000248	/	-	/	
06S	06E	31	NW	SE		STATE OF IDAHO	A51-000248	/ 28.0	-	/	

ADDITIONAL POU FOUND

TOTAL ACRES	A51-00024B	38.00
--------------------	-------------------	--------------

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (____), OR ARE THEY LISTED ON AN ATTACHED SHEET (____)

Y() NC()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-000248	BRUNEAU RIVER	STATE OF IDAHO	0.240	0.006		
A51-00003	BRUNEAU RIVER	BRUNEAU BUCKAROO DITCH CO	20.000	0.009		
A51-00005	BRUNEAU RIVER	BRUNEAU BUCKAROO DITCH CO	16.400	0.007		
R51-00024A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.250	0.010		
A51-00024A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.500	0.012		
R51-000248	BRUNEAU RIVER	STATE OF IDAHO	0.240	0.009		
R51-00025A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.050	0.002		
A51-00025A	BRUNEAU RIVER	GENNETTE, LESLIE D	0.100	0.002		

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-000258	BRUNEAU RIVER	STATE OF IDAHO	0.050	0.001		
R51-000258	BRUNEAU RIVER	STATE OF IDAHO	0.050	0.002		
R51-000264	BRUNEAU RIVER	GENNETTE, LESLIE D	0.100	0.004		
A51-000264	BRUNEAU RIVER	GENNETTE, LESLIE D	0.200	0.005		
A51-000268	BRUNEAU RIVER	STATE OF IDAHO	0.100	0.002		
R51-000268	BRUNEAU RIVER	STATE OF IDAHO	0.100	0.004		
A51-10166	FLOOD WATER	STATE OF IDAHO	7.460	0.020		
A51-10271	BRUNEAU RIVER	BRUNEAU BUCKAROD DITCH CO	42.600	0.013		
A51-10350	BRUNEAU RIVER	BRUNEAU BUCKAROD DITCH CO	13.540	0.006		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-000248	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
R51-000248	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
R51-000258	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
R51-000268	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
A51-00024A	STOCKWATER	GENNETTE, LESLIE D	FROM 01-01 TO 12-31	0.050 CFS	
A51-00025A	STOCKWATER	GENNETTE, LESLIE D	FROM 01-01 TO 12-31	0.050 CFS	
A51-00026A	STOCKWATER	GENNETTE, LESLIE D	FROM 01-01 TO 12-31	0.050 CFS	
A51-000258	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	
A51-000268	STOCKWATER	STATE OF IDAHO	FROM 01-01 TO 12-31	0.050 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(✓) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 51-00025, 51-00026

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N(✓)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(✓) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(✓) N()

CHECK DOCUMENTS USED TO VERIFY POI: ☒ ORTHOPHOTOQUAD, IDMR NO. Attch; () TOPOGRAPHIC QUAD, IDMR NO. _____;
☒ MAP, IDMR NO. _____; ☒ APCS PHOTO; () OTHER _____

NOTES:

No evidence of beneficial use.

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A()

REVIEWED BY: KW

DATE: 8/5/98

DIV DATE FOR EACH USE DIV. VOL. FOR EACH USE

PERIOD OF USE (MONTH/DAY)

0.240 CFS
0.050 CFS

TOTAL DIVERSION RATE/VOLUME

NOTES: No sign of migration used.
No stock observed either
time I observed it.

AJ CLAIM TOTAL DIVERSION RATE: 0.240 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

N/A () Y () N ()
N/A () Y () N ()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE?
* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

Y () N ()

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

Y () N ()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION STOCKWATER	03-15 11-15 01-01 12-31	DATABASE EXAMINER 0.240 0.050	DATABASE EXAMINER 0.0 0.0	
TOTAL FOR THIS RIGHT		0.240		0.0

NON-IRRIGATION USES CLAIMED: S/ STOCKWATER, IN STREAM (DITCH) VARIABLE AMOUNTS.

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: KW DATE: 8/10/98

FLAG:
STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

*Recommended disallow-
P04*

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

Ray Walker *8/5/98*
Ray Walker *St. Agent*

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>1974</u> IDNR ID NO. <u>AH62</u>	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDNR ID NO. _____	Y() N()
☐ MAP	DATE OF PHOTO _____ IDNR ID NO. _____	Y() N()
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1977</u>	Y() N()
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER <u>SL Scan</u>	DATE <u>7/25/98</u>	Y() N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED) IF ATTACHED, SUPPLY APPROPRIATE INFORMATION PAGES

	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	_____	_____
☐ WATER RIGHT LICENSE	_____	_____
☐ IDNR APPROVED TRANSFER	_____	_____
☐ SYSTEM DESCRIPTION	_____	_____
☒ PHOTOGRAPHS	<u>12/2/93</u>	<u>See gill A51-00037A</u>
☐ SPLIT RIGHT REVIEW	_____	_____
☐ HUBBLE ANALYSIS	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	_____	_____
☒ OTHER <u>Decker</u>	<u>1</u>	_____
☐ OTHER _____	_____	_____

AA62
1974

A

R5E R6E

SUGAR VALLEY ORTHOPHOTOQUAD
IDAHO

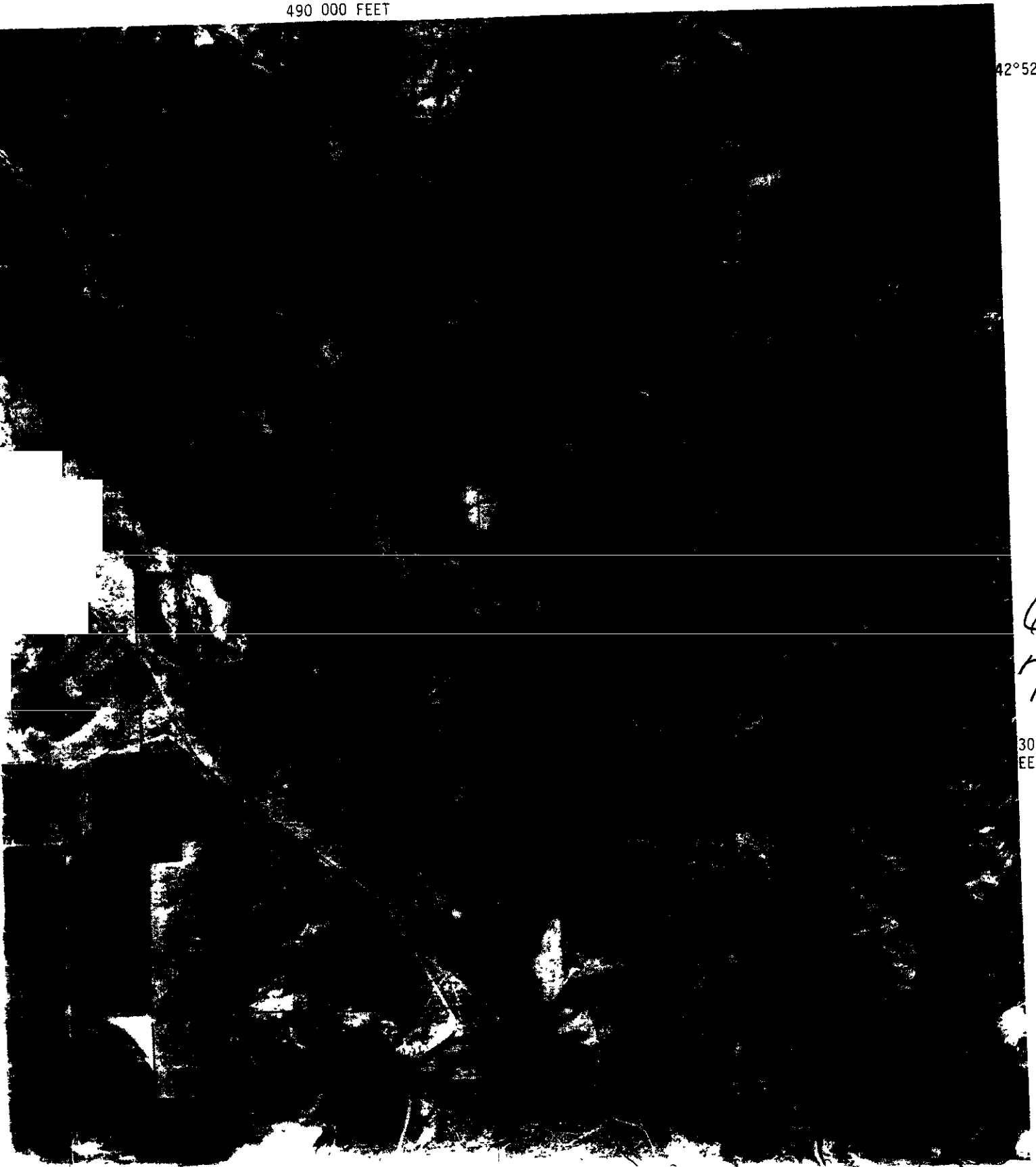
490 000 FEET

115°45'

42°52'30"

65
75

30 000
FEET



Split Tree A51-00024

Priority Date: 4-1-1881

Four

251-00024

DR: .50 cf

POD: Not specified

POU: 6S, 6E, S31, SWNE -40

NWSE -40

A51-00024A (Gennette)

DR: .50 - I

.05 - S

POD: 6S, 6E, S31, SWNESE

POU: 6S, 6E, S31, SWNE -20 (S)

NWSE -20 (S)

-9 or SENE -

-2 NESE 1

25"

-00024B - (IDFG)

DR: .24 = I .05 = S

POD: 7S, 5E, 5S, SWSE

POU: 6S, 6E, S31, SWNE -10 (S)

NWSE -28 (S)

R51-00024A N/O Gennett

DR: .25 cf - Irr .05 cf - Stock

POD: 6S, 6E, S31, SWNESE

POU: 6S, 6E, S31, SWNE -9 SENE -2

NWSE -2 NESE -12

prepared
by Mel Shulte

MEMORANDUM TO FILE

FILES: A51-00024A, -00025A, -00026A

NAME OF AGENT: MEL SCHULTE

DATE: JANUARY 16, 1997

ON THIS DATE THE OWYHEE COUNTY ASSESSOR'S OFFICE CONFIRMED THE OWNERSHIP OF THE FOLLOWING DESCRIBED PARCELS. THIS LAND DESCRIPTION INCLUDES THE PLACE OF USE FOR THE ABOVE CLAIMS AND IS AS FOLLOWS:

T06S, R06E, SEC 31, SWNE, SENE, NWSE, NESE

THE BRUNEAU RIVER DISSECTS THREE OF THESE PARCELS. ACCORDING TO THE OWYHEE COUNTY ASSESSOR'S RECORDS THE IDAHO DEPT OF FISH & GAME OWNS THE LAND ON THE SOUTH SIDE OF THE RIVER AND LESLIE GENNETTE OWNS THE LAND ON THE NORTH SIDE OF THE RIVER.

THE DECREED DIVERSION RATES FOR RIGHTS 51-00024, -00025 & -00026 SHOULD BE PRORATED BETWEEN THE ABOVE CLAIMS AND A51-00024B, -00025B & -00026B IN THE NAME OF IDAHO DEPT OF FISH & GAME. WHEN THE FINAL LAND LISTS ARE DETERMINED FOR THE FISH & GAME CLAIMS, THE PRORATION OF THE DIVERSION RATES BETWEEN THE "A" AND "B" SPLITS SHOULD BE CALCULATED.

MTS

INTER-DEPARTMENT MEMO

A51-C0024B
A51-00025A
A51-C0026ETO: Kay Walker
FROM: Linda WernerSUBJECT: Forfeiture
DATE: 5-21-93

On May 18 I conducted a field exam of property owned by Leslie Hummette & claimed under A51-00024A, 25A & 26A. Dept. of Fish & Game has the other portion of these claims so I asked Mr. Hummette if he could show me the POD & POU for these lands. He told me at that time that F & G was not irr., they had bought the property a year ago & the previous owners had not irr. for many years prior.

☒ For your information☐ Response requiredLinda Werner
signature

Never in - out of river -
just brought last yr. & burrow
course never dried ditch.
wastewater from D. side ditch.

Water Right Number - 51-00024 ✓ Prefix Translation: WATER RIGHT Old (D) Number -

--- Last Name --- + --- First Name --- + --- Address --- +

*** C - CURRENT OWNER ***

HEWITT

DELIA

1 -

2 -

3 -

City-
Phone -

State- Zip-

--- Priority Date ✓ --- + --- Region --- + --- Stage ✓ --- + --- Status --- +
04/01/1881 14 WESTERN D - DECREED

--- Source ✓ --- + --- Tributary ✓ --- +
BRUNEAU RIVER ✓ SNAKE RIVER ✓

--- Point of Diversion --- +
--- Stream Index (Blank if no Index Code) --- +

Twn Rng Sec Tract Lot Rflg County

--- Code --- Description --- Period From --- Water Use --- Diversion Rate --- Diversion Volume --- +
01 - IRRIGATION ✓
04 - STOCKWATER ✓
43 - ~~STOCKWATER~~

0.500

--- Total Div. Rate --- + --- Total Div. Volume --- + --- Total Div. Capacity --- +
0.500 ✓

--- Twn --- Rng --- Sec --- Tract --- Lot --- Acres --- Place of Use --- Description --- County --- +

06S ✓	06E ✓	31 ✓	SW NE ✓	40.0	01	IRRIGATION	(73) OMWHEE
06S	06E	31 ✓	NW SE ✓	40.0	01	IRRIGATION	(73) OMWHEE

Total Acres: 80.0

--- Diversion Means ---

--- Non-Irrigation Use ---

--- Other Rights for Same Use ---

--- Remarks --- +
No Remarks found.

--- Old Water Right Numbers --- +
No Old Water Right Numbers found.

--- Conditions of Approval --- +
No Conditions of Approval found.

51	0018	25 inches as of April 1, 1882.
51	0019	5 inches as of April 1, 1897.
51	0020	20 inches as of April 1, 1905.
		<u>50</u>

FRED B. HALL: NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, Township 7 South, Range 6 East, Boise Meridian, containing 160 acres. Out of the waters of the Bruneau River:

51	0021	7 inches as of February 21, 1879.
		55 inches as of November 1, 1882.
51	0022	23 inches as of April 1, 1905.
		<u>85</u>

DELIA HEWITT: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 6 South, Range 6 East, Boise Meridian, containing 80 acres. Out of the waters of the Bruneau River:

51	0024	25 inches as of April 1, 1881.
51	0025	5 inches as of April 1, 1897.
51	0026	10 inches as of April 1, 1905.
		<u>40</u>

JOHN TURNER: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, Township 6 South, Range 6 East, Boise Meridian, E $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 6 South, Range 5 East, Boise Meridian, containing 160 acres. Out of the waters of the Bruneau River:

51	0030	100 inches as of April 1, 1905.
----	------	---------------------------------

JOHN TURNER: E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 25, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, Township 6 South, Range 5 East, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Section 31, Township 6 South, Range 6 East, Boise Meridian, containing 320 acres. Out of the waters of the Bruneau River:

51	0027	165 inches as of April 1, 1875.
51	0028	60 inches as of April 1, 1897.
51	0029	45 inches as of April 1, 1905.
		<u>270</u>

A51-00024B

MEMORANDUM

DATE: 10-Dec-1992 15:26

TO: FILE

FROM: KAY WALKER *kw*

RE: CONTACT PEOPLE FOR FIELD EXAMINATIONS

Cindy Robertson of the Dept. of Fish and Game has reviewed the copies of the claims they obtained ownership of (originally in the name of Albert Harley) and called me today about these claims. We discussed her questions and she gave me the phone numbers of contacts for our field examinations.

The number one contact is:
Tom Parker 334-2920

If he is not available we can ask for Cindy:
Cindy Robertson 334-2597

They will, in turn, contact the field representative who will be showing us the water systems. It will most likely be Dick Orcutt who is the C.J. Strike area manager.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 ~ (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 16, 1992

RE: Notice of Claims to Water Right Nos. A51-00024B, A51-00025B,
A51-00026B, A51-00027A, A51-00028A, A51-00029A, A51-00042A,
A51-00043A, A51-00044A, A51-00045A, A51-00053A, A51-10165,
A51-10166, A51-10169, A51-10218, A51-10219 and A51-10225

State of Idaho
Dept. of Fish & Game
Attn: Tom Parker
P.O. Box 25
Boise, ID 83720

Dear Mr. Parker:

~~We are in receipt of correspondence which changes the ownership of the above referenced Notice of Claims to Water Rights, from Bruneau River Wildlife Ranch to the Dept. of Fish and Game. Enclosed, for your records, are copies of the claims which reflect the change in ownership of the lands and appurtenant water rights covered under the original filings.~~

~~The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.~~

If you have any questions in regard to this matter, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

PEREGRINE INVESTMENT MANAGEMENT CORPORATION

P.O. BOX 1560
SUN VALLEY, IDAHO 83353
TELEPHONE (208) 726-3384

NOV 12 1992

November 6, 1992

Department of Water Resources
Western Regional Office

Dear Ms. Walker,

(as per ^{attached} letter of
10/27/92 - kw)

Please be advised that the subject [↑]property was sold in its entirety to the Idaho Department of Fish and Game, 600 Walnut St., Boise, Idaho 83707 (Attn: Mr. Tom Parker) in the summer of 1992.

Please address all subsequent correspondence to them, and delete Brunan River Wildlife Ranch from your address files.

As we made the initial submission, I have signed the "unrecorded claim" as requested and returned same to you.

cc: Charles P. Tyson
Mr. Tom Parker

Cordially,
Lee R. Mortimer,
President, PIMC
Partner, BRWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

October 27, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: Notice of Claims to Water Right Nos. A51-00024B, A51-00025B, A51-00026B, A51-00027A, A51-00028A, A51-00029A, A51-00042A, A51-00043A, A51-00044A, A51-00045A, A51-00053A, A51-10165, A51-10166, A51-10169, A51-10218, A51-10219 and A51-10225

Bruneau River Wildlife Ranch
P.O. Box 1560
Sun Valley, ID 83353

Gentlemen:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the lands and appurtenant water rights covered under the original filings which were in the name of Albert F. Harley.

Please be advised that I found an error on Claim No. A51-10166 which needs to be corrected. This claim identifies a place of use within the SWSW, Section 32, Twp. 06S, Rge. 05E. Please be advised that the map shows the place of use within the SWSW, Section 32, Twp. 06S, Rge. 06E. Enclosed, for your convenience, is an amended Claim to Water Right No. A51-10166, which will correct the error in the legal description and also describe lands you have purchased from Mr. Harley. Please sign this amended claim form in the presence of a notary public and return it to my attention at your earliest convenience.

The Department will contact you in the future concerning any other requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact me.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures