

MICROFILMED

AUG 10 1992

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken August 7, 1979

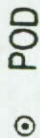
Projection and 10,000-foot grid ticks
Idaho coordinate system, west zone
(transverse Mercator)

1000-meter Universal Transverse Mercator grid ticks,
zone 11, 1927 North American datum

Photomicrofilm rectified by optical scanning

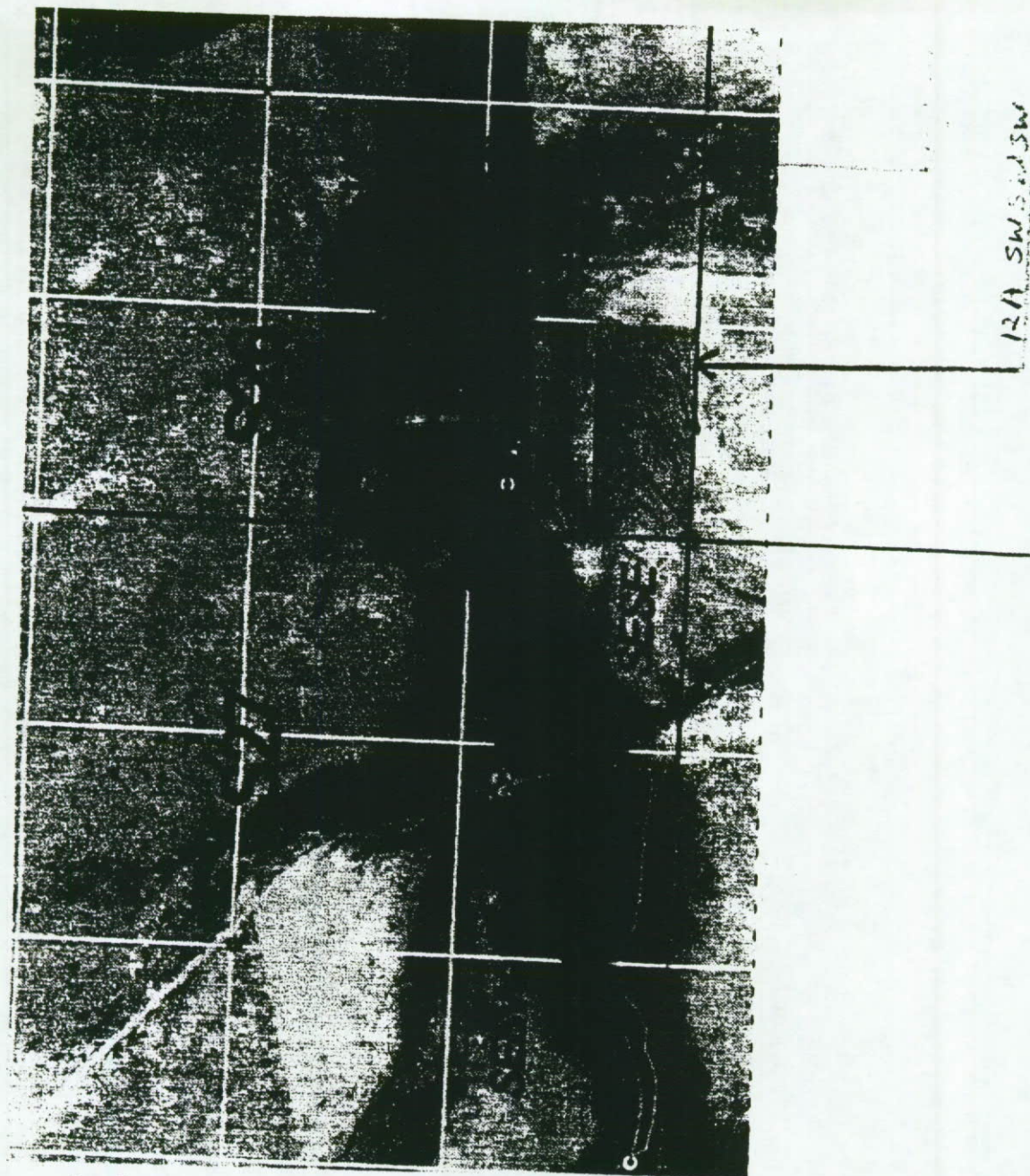
T13S, R05E

Claim(s) 51-04015
Owner(s) IE RANCHES LLC
Prepared by:
Ron Howerton
Date: 06 Jul 98



SECTION LINES

1/4 1/4 Lines



1214 SW 5th St

A horizontal scale bar with markings at 0, 0.25, 0.5, and 0.75 miles. The text '1 Miles' is positioned to the right of the 0.75 mark.

IDWR

T13S, R05E

● Point of Diversion

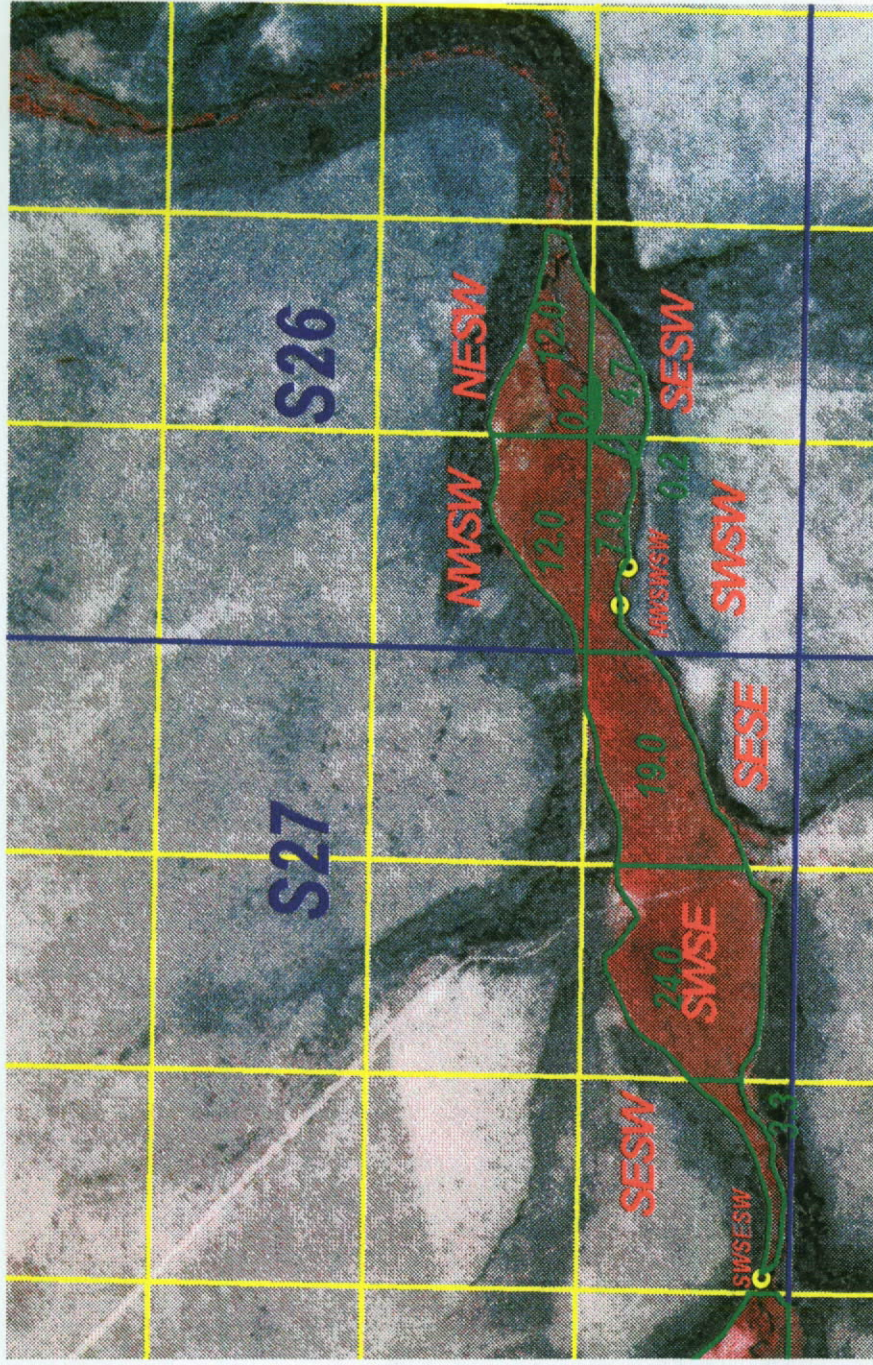
□ Place of Use

∧ Section Lines

□ 1/4 1/4 Lines

3 Acres

Claim(s): 51-04015
Owner(s): I E RANCHES LLC
Prepared by:
Ron Howerton
Date: 06 JUL 98
Total Acres: 82.4



1987 NAPP

0 0.25 0.5 0.75 1 Miles

A51-04015

CLAIM 51-04015 INIT RBH
T. R. S. Q/Q
P/D T13S, R5E, S24, 27
SCALE ENGLISH 7 1/2 QM
PHOTO ID. 562 DATE 1979

X 5279

26

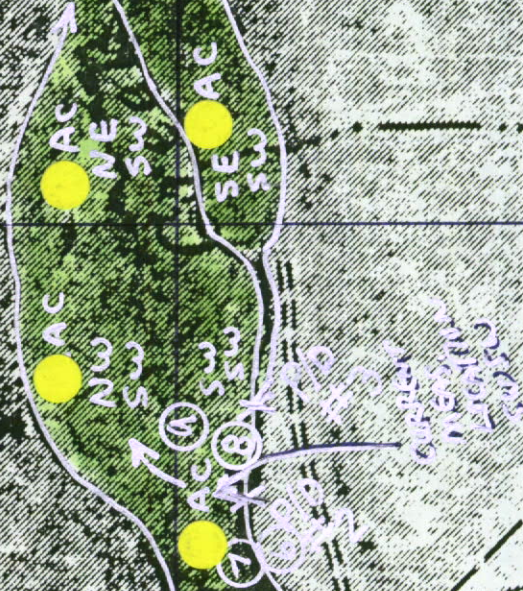
5256

27

X 5229

O = PHOTO LOCATIONS

Dans Place



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2600

Photo 41

PICTURE #1

51-02031: FX 09-29-93.
Photo's by RDH. This is
the P/D#1 location,
SWSESW, S27, T13S, R5E
Cement rock dam.



PICTURE #2

At P/D#1's headgate.
Water from P/D#1 pools-up into headgate.



PICTURE #3

51-02031: FX 09-29-93.

Photo's by RDH. This is
the Current meter location,
See map for location.



PICTURE #4

POU from road, see
map for location.



PICTURE #5

51-02031: FX 09-29-93.
Photo's by RDH. POU, SWSE,
S27 looking west.
See map for location.



PICTURE #6
P/D#2 location
irrigates North side
NWSWSW, S26.



PICTURE #7

51-02031: FX 09-29-93.

Photo's by RDH. X-SEC FOR P/D#2

See map for location.



PICTURE #8

P/D#3 location,
irrigates south side.

Conc. dam, 12" culvert NWSWSW, S26.



PICTURE #9
51-02031: FX 09-29-93.
Photo's by RDH. POU from
SWSW, S26, See map for location.



, preferring to raise a garden business, the Tindalls became and not like to ride horseback. years old so much of the riding also did most of the laundry which was sold to bring in extra es were purchased for her two The rest of the children rode

William was taxed on "2 horses to "200 stock cattle, 4 milch 1908, "275 stock cattle, 3 horses." Son Chester had 01 when he was 15 years old, ment Roll was not until 1909 Chester would be primarily ch to near its present size.

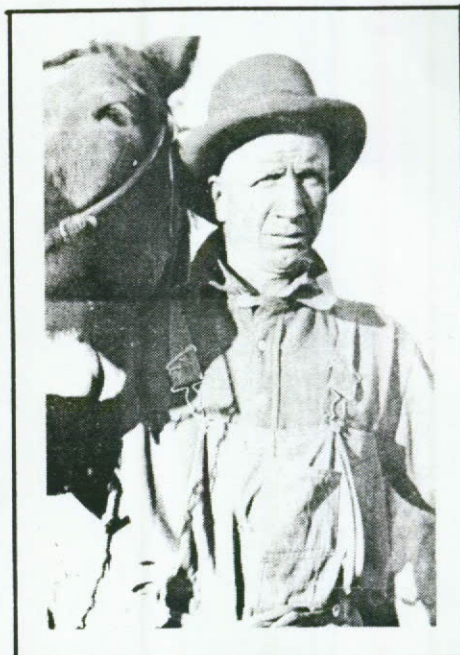
or Tindall, a position he held e served the JP area, as well as ighter Dorothy recalls that the r neighbors come for the mail test news. Prior to 1907 the or their mail. A wooden box which ran from Bruneau to il there for pick up and bring

ears. The Dunning family at eighbors and friends. Several t together for visits of two or honey was also an overnight e nine-day trip to Mountain s homestead papers in 1906, el Bengoeshea, a nearby sheep ish bachelor John Peters who ary's Creek; Alfred and David ved in a log home about two heep Creek; and the Eastmen's

is, who lived on a small home- down Mary's Creek. He had ts from Jarbidge, where he had tlemen. Wallis sold the goats went into the cattle business ced on two different occasions ylum, but he always returned on. On September 22, 1930, He left his cabin, went by the (at that time), then continued up shoot them. He may have held

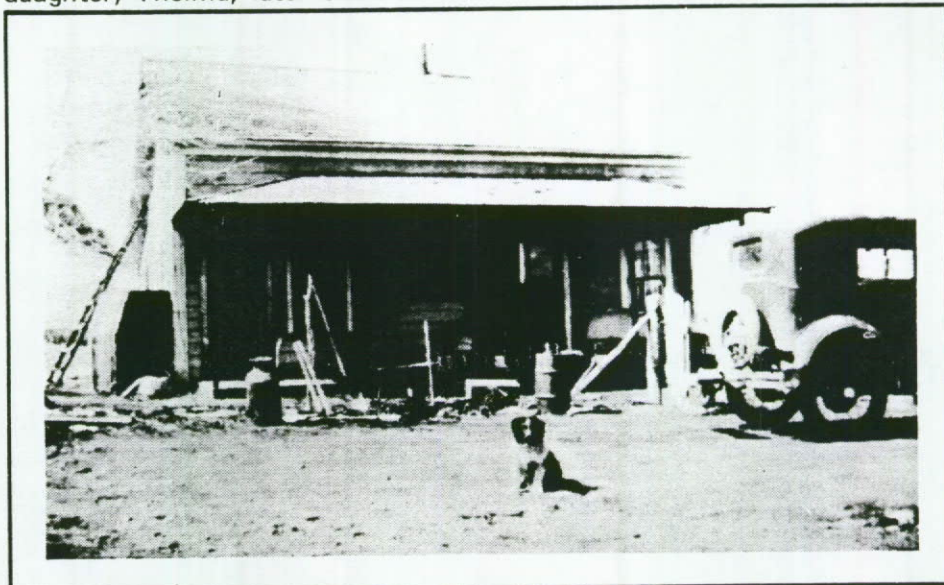
a grudge against Chester since he furnished the car which took Wallis to the asylum on one occasion. Ed Arnott, who was working at the Smith ranch, had warned the Tindalls and they were hiding by the time Wallis arrived. After going on a somewhat destructive rampage, he tried to break into the house and was shot and killed by Arnott.

About 1904 or 1905, Paulina took her two oldest daughters east to keep them from becoming too involved with several local cowboys. Dorothy recalls that since it was her job to ride to Nit Creek to pick up the mail, she also delivered love letters between one of her older sisters and the cowboy their parents felt was unsuitable. Elta married and spent the remainder of her life in the East, although one daughter, Thelma, later came back.



Dan Wallis.

Photo: Dorothy Tindall Cahalan



Joe and Flora (Tindall) Ratliff home.

Photo: Bill Tindall

to Idaho where she taught school, married, and raised a family. Flora and her mother returned to Mary's Creek, and in 1907 Flora married Joe Ratliff. They built a two-story frame house about a mile up Mary's Creek from the home ranch. The house is still standing, although in bad repair. The Ratliffs had one son.

Arthur Tindall married Ada Martin in 1907 and they had two children, Alvin and Rosella. They returned to the Mary's Creek area and Arthur



Frances (Tindall) and Alfred Smith in front of their home on Mary's Creek.

Photo: Dorothy Tindall Cahalan

bought a number of small homesteads on which he ran a cattle operation along side his father and brother, Chester. In 1913, Arthur purchased Wickahoney from the Dunnings. Frances Tindall married neighbor Alfred Smith in 1907 and they set up housekeeping at his ranch below her parents. About 1916, they had a large, two-story frame house built.



The Tindall house built in 1916.

Photo: Dorothy Tindall Cahalan

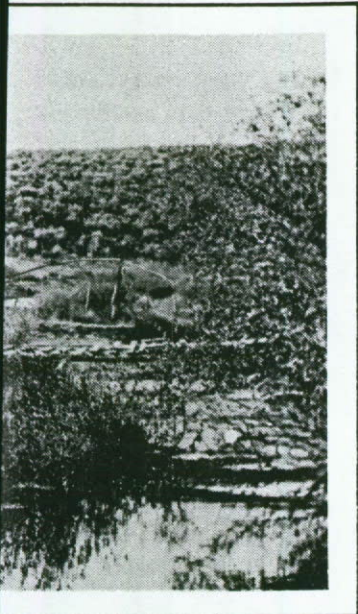
This house is still standing. Frances died in 1922 of tuberculosis. Alfred sold the ranch with his three sons, and died later returned to Mary's Creek for a time.

Mabel Tindall married Glenn. They had two daughters, Ellen and Mabel. A number of years so the girls lived in a large two-story frame house. Mabel had ample room for the teachers and was partially preferred. This house is still standing. Mabel died in 1929, and left a son, Kenzie. They and their family ran the freight and mail stage through Tindall attended Albion normal school. Mabel attained a first grade teaching certificate. Mabel's daughters were Opaline, Tindall (at two years old) married Walt Cahalan in 1922.

Chester Tindall married June 24, 1915. Her parents were Arthur and Mabel. Her father worked as a rancher. Glenn's Ferry, where Leota Tindall's home was at the Parker place. Chester had purchased the place. He built a rock house and built the house; instead, they always lived in the house. Chester also homesteaded a place. "Inn." It was located just two miles from the place and they spent the first few years there. Their family would include (1920), Bob (1921), Jim (1922).

William and Chester ran the ranch. William did all the riding and related work. In the 1920s and 1930s, he began to add other ranches to his operation. Chester died in 1920, in part so that the ranch could be sold. He also added, among others: the Tindall place (1929), where son Bill and Mabel lived. Wallis homestead (1937); and Bill's brother, Bob, purchased the place. The ranches are now operated by Bill Tindall. The Tindall family includes Betty Tindall.

William Tindall died at Mountain Home in 1939. He was buried in the cemetery beside two of their children. His father's cattle operation



Home on Mary's Creek.

Photo: Dorothy Tindall Cahalan

which he ran a cattle operation. In 1913, Arthur purchased the ranch. Tindall married neighbor Alfred Tindall at his ranch below her two-story frame house built.



Photo: Dorothy Tindall Cahalan

This house is still standing, along with many of the earlier buildings. Frances died in 1922 of tuberculosis and was buried in the Tindall family cemetery. Alfred sold the ranch to Arthur Tindall, returned to Scotland with his three sons, and died there. Two of the sons, Angus and Clyde, later returned to Mary's Creek, bought the ranch back, and lived there for a time.

Mabel Tindall married George MacKenzie in 1917 and they and their two daughters, Ellen and Marie, lived with William and Paulina for a number of years so the girls could attend school. The Tindalls had had a large two-story frame house built on top of the rocky knoll about 1916 and had ample room for the two families. The house was built by carpenters and was partially prefabricated. It had a back stairway which, if located in town, would undoubtedly have been restricted for use by servants. This house is still standing and is known as the home ranch. Mabel died in 1929, and in 1935, Edith Tindall married George MacKenzie. They and their family lived in Mountain Home where George ran the freight and mail stage that went to Mountain City, Nevada. Dorothy Tindall attended Albion normal school, as had Mabel and Edith, and obtained a first grade teaching certificate. Among the schools she taught were Opaline, Tindall (at two different locations), and Wickahoney. She married Walt Cahalan in 1928 and they had one daughter.

Chester Tindall married Leota Elizabeth Herron in Elko, Nevada, on June 24, 1915. Her parents had come to Idaho from Chadron, Nebraska. Her father worked as a railroad engineer and later owned a store in Glenn's Ferry, where Leota was born in 1889. Chester and Leota's first home was at the Parker place, about ten miles south of the home ranch. Chester had purchased the property in 1914 from Bill Parker. Although he built a rock house and barn, Chester and his family never moved into the house; instead, they always stayed in the log cabin Parker had built. Chester also homesteaded a ranch which Leota nicknamed, "Dew Drop Inn." It was located just two miles from the northern border of Nevada and they spent the first five years of their marriage between the two places. Their family would include Bill (1916), Ethel (1918), Chet (1920), Bob (1921), Jim (1922), and Bess (1923).

William and Chester ran separate cattle operations, although Chester did all the riding and related work for both outfits. During the 1920s and 1930s, he began to add many of the original, small homesteads and ranches to his operation. Chester and Leota purchased the Ratliff ranch in 1920, in part so that they would be close to the Tindall school. He also added, among others: the Bengoeshea ranch (1927); Sam Hart ranch (1929), where son Bill and his wife, Margaret Binggeli, now live; Dan Wallis homestead (1937); and a number of northern Nevada homesteads. Bill's brother, Bob, purchased the Smith and Peters ranches in 1948. Both are now operated by Bill and Margaret's oldest son, Eugene. The Bill Tindall family includes Betty, Eugene, David, and Kenneth.

William Tindall died at the ranch in 1937 and his wife, Paulina, in Mountain Home in 1939. Both were buried in the Tindall family cemetery beside two of their children, Harold and Frances. Chester took over his father's cattle operation, which he ran until his death in 1951. He was

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: A51-04015

Date Received: 12/13/1988

Receipt No: W001621

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: I E RANCHES L L C 208-845-2281
Address: A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU ID 83604

2. Date of Priority: APR 1, 1914

3. Source: MARYS CREEK Trib. to: SHEEP CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	05E	26		SW		SW	OWYHEE
		27		SW		SW	OWYHEE

5. Description of diverting works:
DIVERSION DAM, HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
STOCKWATER	01/01	12/31	0.160		

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

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/700 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	05E	26	NE	SW		IRR	12.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	05E	26	NW	SW		IRR	16.0
			SW	SW		IRR	13.0
			SE	SW		IRR	7.0
						Section Acres	48.0
		27	SW	SE		IRR	29.0
			SE	SE		IRR	23.0
						Section Acres	52.0
						Total Acres	100.0

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:
NONE

14. Remarks:
2 P/D IN SWSW, S26, T13S, R5E.
OWNERSHIP CHANGED BY RDH ON 8/1/96.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
 _____ 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 _____

HALL, FRIEDLY & WARD

A PROFESSIONAL ASSOCIATION
ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

PERCE HALL
JAY R. FRIEDLY
ROBERT W. WARD
CLAY M. SHOCKLEY

July 26, 1996

RECEIVED

JUL 29 1996

WATER RESOURCES
WESTERN REGION

TELEPHONE
(208) 587-4412
FAX
(208) 587-3144

Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Gentlemen:

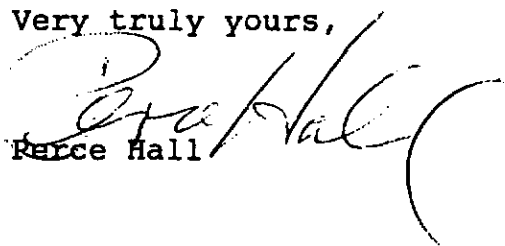
Attention: Ron Howerton

RE: Tindall Ownership Change

Enclosed find NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
from Robert Tindall to I E Ranches, L.L.C., a Limited
Liability Company. The Water Right Numbers are set forth on
Exhibit A attached to the Notice.

If you need anything further, let me know.

Very truly yours,


Perce Hall

PH:jd
Enclosure



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUL 29 1996

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY/ SEE EXHIBIT A ATTACHED
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)

☐ Water Right Number(s)
Assigned by IDWR: SEE ATTACHED EXHIBIT A

☐ Name and Address of Former Owner/Claimant(s)(Seller): ROBERT TINDALL, (also known as Theodore Robert Tindall)

☐ New Owner/Claimant (Purchaser): HC 85, Box 169, Bruneau, ID 83604
I E RANCHES, L.L.C.,

☐ New Mailing Address: A Limited Liability Company
HC 85, Box 169, Bruneau, ID 83604

☐ New Telephone Number: (208) 845-2281

☐ 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: _____

(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): I E Ranches L.L.C., Robert Tindall, Manager Date 7-24-96

☐ Signature of Former Owner/Claimant(s): Robert Tindall Date 7-24-96
Manager 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

RECEIVED

JUL 29 199

WATER RESOURCES
WESTERN REGION

EXHIBIT A

Water Right No. A 51-04073 -
place of use of water is in
Sections Fifteen, Twenty-one,
and Twenty-two in Township
Fourteen South, Range Six East,
Boise Meridian, Owyhee County,
Idaho.

Water Right No. A 51-02031 -
place of use of water is in
Sections Twenty-seven and
Twenty-eight in Township
Thirteen South, Range Five
East, Boise Meridian,
Owyhee County, Idaho.

Water Right No. A 51-04015 -
place of use of water is in
Sections Twenty-six and
Twenty-seven, Township
Thirteen
South, Range Five East, Boise
Meridian,
Owyhee County, Idaho.

Water Permit No. G-33599,
New No. 51-2228 - place of
use of water is all of Section
Sixteen, Township Seven South,
Range Five East, Boise Meridian,
Owyhee County, Idaho.

RECEIVED

APR 08 1996

WATER RESOURCES
WESTERN REGION

D E E D

DEED, made this 1st day of September, 1995, between
ROBERT TINDALL, a widower, hereinafter designated as the
Grantor, and I E RANCHES, L.L.C., a Limited Liability
Company, of HC 85, Box 169, Bruneau, Idaho 83604, herein-
after designated as the Grantee, NOW, THEREFORE;

In consideration of the premises and for the purpose of
setting up a Limited Liability Company, the Grantor does
hereby convey, quitclaim and relinquish to the Grantee all
of his right, title and interest being an undivided one-half
interest, in and to the following described real property,
located in the County of Owyhee, State of Idaho,
particularly described as follows:

An undivided one-half interest in and to
the real property described as follows:

TRACT NO. 1:

Tax No. 1 in Section Eighteen and the North-
west Quarter of the Northeast Quarter lying
East of the Highway right-of-way, less Tax
No. 2, all in Section Eighteen, Township
Seven South, Range Five East, Boise Meridian.

TRACT NO. 2:

The Southeast Quarter of the Southwest Quarter
and the West Half of the Southwest Quarter of
Section Twenty-six; the South Half of the South
Half of Section Twenty-seven;

The Southeast Quarter of the Southeast Quarter
of Section Twenty-eight, all in Township Thirteen
South, Range Five East, Boise Meridian, and the
West Half of the Southwest Quarter of Section
Fifteen; the Northeast Quarter of the Northeast
Quarter of Section Twenty-one and the Northwest
Quarter of the Northwest Quarter of Section
Twenty-two, all in Township Fourteen South,
Range Six East, Boise Meridian.

TRACT NO. 3:

All of Section Sixteen, Township Seven South,
Range Five East, Boise Meridian.

TRACT NO. 4:

Lots One, Two and Three of Block Three of
Bruneau Townsite, as the same appear upon
the official plat thereof on file and of
record in the office of the County Recorder
of Owyhee County, Idaho, subject to a contract
in writing for the sale of said property to
Boyd Campbell and Frankie J. Campbell, husband
and wife.

TRACT NO. 5:

Lots One A to Four A, both inclusive, in Block Six
of Bruneau Townsite, as the same appear upon the
official plat thereof on file and of record in the
office of the County Recorder of Owyhee County,
Idaho, lying below and Southwest of the B. R.
Ditch.

TOGETHER with the tenements, hereditaments and appur-
tenances thereunto belonging or in anywise appertaining and
TOGETHER with all grazing rights and privileges and all
water rights and ditch rights appurtenant to said property.

TO HAVE AND TO HOLD all and singular the above-
mentioned and described premises, together with the appur-
tenances, unto the Grantee, and to its successor and assigns
FOREVER.

IN WITNESS WHEREOF, the said Grantor has hereunto set
his hand and seal the day and year first above written.


Robert Tindall

STATE OF IDAHO,
COUNTY OF Elmore ss.

On this 1st day of September, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared ROBERT TINDALL, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.


[Signature]
Notary Public for Idaho
Residing at MT. Home

216808

FILED-RECORDED

55 SEP 22 PM 12 58

OWNED BY James D. Caldwell

PROPERTY OF Bill & Judy Thorne
FOR 9.00

INDEXED

RECORDED

APR 08 1996

WATER RESOURCES
WESTERN REGION

D E E D

DEED, made this 5th day of September 1995, between JEAN CAROL CAMPBELL (formerly known as Jean Carol Longhurst), CHESTER W. SELLMAN, JOHN RAY SELLMAN and BONNIE KAY GILBERT, dealing in and with their sole and separate property and estate, hereinafter designated as the Grantors, and I E RANCHES, L.L.C., a Limited Liability Company, whose address is HC 85, Box 169, Bruneau, Idaho 83604, hereinafter designated as the Grantee, NOW, THEREFORE;

In consideration of the premises and for the purpose of setting up a Limited Liability Company, the Grantors do hereby convey, quitclaim and relinquish to the Grantee all of their right, title and interest, being an undivided one-half interest, in and to the following described real property, located in the County of Owyhee, State of Idaho, particularly described as follows:

An undivided one-half interest in and to the real property described as follows:

TRACT NO. 1:

Tax No. 1 in Section Eighteen and the Northwest Quarter of the Northeast Quarter lying East of the highway right-of-way, less Tax No. 2, all in Section Eighteen, Township Seven South, Range Five East, Boise Meridian.

TRACT NO. 2:

The Southeast Quarter of the Southwest Quarter and the West Half of the Southwest Quarter of Section Twenty-six; the South Half of the South Half of Section Twenty-seven;

The Southeast Quarter of the Southeast Quarter of Section Twenty-eight, all in Township Thirteen South, Range Five East, Boise Meridian, and the West Half of the Southwest Quarter of Section Fifteen; the Northeast Quarter of the Northeast Quarter of Section Twenty-one and the Northwest Quarter of the Northwest Quarter of Section Twenty-two, all in Township Fourteen South, Range Six East, Boise Meridian.

TRACT NO. 3:

All of Section Sixteen, Township Seven South, Range Five East, Boise Meridian.

TRACT NO. 4:

Lots One, Two and Three of Block Three of Bruneau Townsite, as the same appear upon the official plat thereof on file and of record in the office of the County Recorder of Owyhee County, Idaho, subject to a contract in writing for the sale of said property to Boyd Campbell and Frankie J. Campbell, husband and wife.

TRACT NO. 5:

Lots One A to Four A, both inclusive, in Block Six of Bruneau Townsite, as the same appear upon the official plat thereof on file and of record in the office of the County Recorder of Owyhee County, Idaho, lying below and southwest of the B. R. Ditch.

ALL TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining together with all grazing rights and privileges and all water rights and ditch rights appurtenant to said property.

TO HAVE AND TO HOLD all and singular the above-mentioned and described premises, together with the appurtenances, unto the Grantee, and to its successors and assigns FOREVER.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

Jean Carol Campbell
Jean Carol Campbell

Chester W. Sellman
Chester W. Sellman

John Ray Sellman
John Ray Sellman

Bonnie Kay Gilbert
Bonnie Kay Gilbert

STATE OF IDAHO

COUNTY OF Oneida

ss.

On this 5th day of September 1995, before me, the undersigned, a Notary Public in and for said state, personally appeared JEAN CAROL CAMPBELL, CHESTER W. SELLMAN, JOHN RAY SELLMAN and BONNIE KAY GILBERT, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

[Signature]
Notary Public for Idaho
Residing at [Signature]

RECORDED

INDEXED

REQUEST OF
FEE 8.00
HILL & GARDNER

by [Signature]

SEP 22 PM 12 57

FILED - RECORDED

216807

RECEIVED

APR 08 1996

WATER RESOURCES
WESTERN REGION

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVE

DEED OF DISTRIBUTION, made this 1st day of September 1995, by ROBERT TINDALL, as Personal Representative of the Estate of Lillian Tindall, Deceased, hereinafter designated as the Grantor, and JEAN CAROL CAMPBELL (formerly known as Jean Carol Longhurst), CHESTER W. SELLMAN, JOHN RAY SELLMAN and BONNIE KAY GILBERT, hereinafter designated as the Grantees;

WHEREAS, the Grantor is the duly appointed, qualified and acting personal representative of the Estate of Lillian Tindall, Deceased, filed as Case Number SP-94-00349 in the District Court of the Third Judicial District of the State of Idaho, in and for the County of Owyhee, and,

WHEREAS, the Grantees are entitled to distribution of an undivided one-half interest in the real property hereinafter described, NOW, THEREFORE;

In consideration of the premises and for the purpose of making distribution, the Grantor does hereby convey, quitclaim, release and relinquish to the Grantees an undivided one-half interest in and to the following described real property, located in the County of Owyhee, State of Idaho, and particularly described as follows:

TRACT NO. 1:

Tax No. 1 in Section Eighteen and the Northwest Quarter of the Northeast Quarter lying East of the highway right-of-way, less Tax No. 2, all in Section Eighteen, Township Seven South, Range Five East, Boise Meridian.

TRACT NO. 2:

The Southeast Quarter of the Southwest Quarter and the West Half of the Southwest Quarter of Section Twenty-six; the South Half of the South Half of Section Twenty-seven;

The Southeast Quarter of the Southeast Quarter of Section Twenty-eight, all in Township Thirteen South, Range Five East, Boise Meridian, and the West Half of the Southwest Quarter of Section Fifteen; the Northeast Quarter of the Northeast Quarter of Section Twenty-one and the Northwest Quarter of the Northwest Quarter of Section Twenty-two, all in Township Fourteen South, Range Six East, Boise Meridian.

TRACT NO. 3:

All of Section Sixteen, Township Seven South, Range Five East, Boise Meridian.

TRACT NO. 4:

Lots One, Two and Three of Block Three of Bruneau Townsite, as the same appear upon the official plat thereof on file and of record in the office of the County Recorder of Owyhee County, Idaho, subject to a contract in writing for the sale of said property to Boyd Campbell and Frankie J. Campbell, husband and wife.

TRACT NO. 5:

Lots One A to Four A, both inclusive, in Block Six of Bruneau Townsite, as the same appear upon the official plat thereof on file and of record in the office of the County Recorder of Owyhee County, Idaho, lying below and southwest of the B. R. Ditch.

ALL TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining together with all grazing rights and privileges and all water rights and ditch rights appurtenant to said property.

TO HAVE AND TO HOLD the same unto the said grantees in equal undivided shares.

IN WITNESS WHEREOF, the said Robert Tindall, as
personal representative of said estate, has hereunto set his
hand as of the day and year herein first above written.

Robert Tindall
Robert Tindall, as Personal
Representative of the Estate
of Lillian Tindall, deceased

STATE OF IDAHO
COUNTY OF Blaine ss.

On this 1st day of September 1995, before me, the
undersigned, a Notary Public in and for said State, person-
ally appeared ROBERT TINDALL, known to me to be the person
whose name is subscribed to the foregoing instrument as the
personal representative of the estate of Lillian Tindall,
deceased, and acknowledged to me that he executed the same
as such personal representative.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal, the day and year in this certifi-
cate first above written.

Robert Tindall
Notary Public for Idaho
Residing at Blaine ID.



RECORDED

INDEXED

FILED
Blaine
9.00

SEP 22 PM 12 56

RECORDED

216806

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: A51-04015
Date Received: 12/13/1988
Receipt No: W001621
Received By: Amk

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THEODORE ROBERT TINDALL 208-845-2281
Address: HC85 BOX 169
BRUNEAU, ID 83604

AND/OR

Name: LILLIAN TINDALL 208-845-2281
Address: HC85 BOX 169
BRUNEAU, ID 83604

2. Date of Priority: APR 01, 1914

3. Source: MARYS CREEK Trib. to: SHEEP CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	05E	26		SW	SW		OWYHEE
		27		SW	SW		OWYHEE

5. Description of diverting works:
DIVERSION DAM, HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
IRRIGATION	04/01	11/01	2.000	
STOCKWATER	01/01	12/31	0.160	

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

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/700 RANGE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13S	05E	26	NE		SW		IRR	12.0
			NW		SW		IRR	16.0
			SW		SW		IRR	13.0
			SE		SW		IRR	7.0
							Section Acres	48.0
		27	SW		SE		IRR	29.0
			SE		SE		IRR	23.0
							Section Acres	52.0
							Total Acres	100.0

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:
NONE

14. Remarks:
2 P/D IN SWSW, S26, T13S, R5E.

15. Basis of Claim: STATUTORY CLAIM

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: 1

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): Theresa Robert Tindall Date: Dec 13 1988
Lillian Tindall Date: 12/13/88

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of December 19 88.

Nancy M. Lindgren
Notary Public

Seal

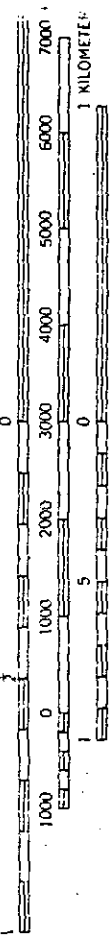
Residing at Boise

My Commission Expires 1-19-1994



52' 30" 470,000 FEET 978 979 980 981 982 983 984 985 986 987 988 989 MOUNTAIN C.

SCALE 1:24,000



MICROFILMED

AUG 10 1992

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken August 7, 1979
Projection and 10,000-foot grid ticks
Idaho coordinate system, west zone
(transverse Mercator)
1000-meter Universal Transverse Mercator grid ticks,
zone 11, 1927 North American datum
Photomicrography rectified by optical scanning



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 8, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HALL, FRIENDLY & WARD
Attorneys At Law
340 East 2nd North
Mountain Home ID 83647

RE: OWNERSHIP CHANGE

Dear Perce Hall,

1. This office has received a letter from you dated April 4, 1996, relating to the probated estate of Lillian Tindall concerning the transfer of ownership of water rights.
 2. However, we cannot process this change without first receiving a properly filled out IDWR Notice of Change of Water Right Ownership form for our change review process.
 3. I am enclosing a blank IDWR form 42-1409(7) for you to fill out & return. I have also enclosed a copy of this form highlighting the necessary items.
 4. We are returning a copy of your letter with the enclosures for your reference.
 5. Please review, complete and return the original 42-1409(7) form to the Department of Water Resources, Western Regional Office, 2735 Airport Way, Boise, ID 83705.
- * PLEASE FEEL FREE TO CONTACT ME IF YOU HAVE ANY QUESTIONS CONCERNING THIS LETTER.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ron Howerton', is written over a horizontal line.

Ron Howerton
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

HALL, FRIEDLY & WARD

A PROFESSIONAL ASSOCIATION
ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

PERCE HALL
JAY R. FRIEDLY
ROBERT W. WARD
CLAY M. SHOCKLEY

TELEPHONE
(208) 587-4412
FAX
(208) 587-3144

April 4, 1996

RECEIVED

APR 08 1996

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Gentlemen:

RE: Robert Tindall and Lillian Tindall,
Husband and Wife.

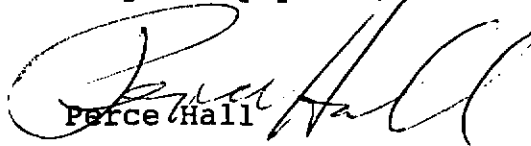
Lillian Tindall died on June 13, 1994. Her estate has been probated. The heirs have joined together to form a Limited Liability Company in the name and address of the company as follows:

I E Ranches LLC, a Limited Liability Company
HC 85, Box 169
Bruneau, Idaho 83604.

I am enclosing for your records photocopies of the recorded Deeds transferring the real property and water rights to I E Ranches LLC. The Deeds are listed as follows:

- 1) Deed from Robert Tindall, a widower, to I E Ranches, LLC.,
- 2) Deed from Robert Tindall, as personal representative of the Lillian Tindall Estate to Jean Carol Campbell, Chester W. Sellman, John Ray Sellman and Bonnie K. Gilbert.
- 3) Deed from Jean Carol Campbell, Chester W. Sellman, John Ray Sellman and Bonnie K. Gilbert to I E Ranches, LLC.

Very truly yours,


Perce Hall

PH:jd
Enclosures

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

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-
Exam to S.O. Date	-	00/00/0000	Verified Date	-	01/13/1986	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	00/00/0000	Presumption Flag	-			

IDAHO DEPARTMENT OF WATER RESOURCES
ADJ. LISTING OF WATER RIGHTS

DATE: 01/30/91
PAGE: 20

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
-----------------	----------------	------------------	-----------	-----------------------	----------------------	-------

A51-04015	THEODORE ROBERT TINDALL LILLIAN TINDALL HC85 BOX 169 BRUNEAU ID 83604	04/01/1914	IRRIGATION STOCKWATER	04-01 11-01 01-01 12-31	2.00 CFS 0.16 CFS	STATUTORY CLAIM, 1
-----------	--	------------	--------------------------	----------------------------	----------------------	--------------------

SOURCE: MARYS CREEK
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

REMARKS: 2 P/D IN SWSW, S26, T13S, R5E.

POINT OF DIVERSION:
T13S R05E S26 SWSW
S27 SWSW

PLACE OF USE: IRRIGATION
T13S R05E S26 NESW 12.0
S27 SWSE 29.0
100.0 ACRES TOTAL

PLACE OF USE: STOCKWATER
SAME AS OTHER USE

NWSW 16.0
SESE 23.0
SWSW 13.0
SESW 7.0

2.00 CFS TOTAL
0.00 AFA TOTAL

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 51-04015

2001 MAY -1 PM 1:37
FILED
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

NAME AND ADDRESS: I E RANCHES LLC
A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU, ID 83604

SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

QUANTITY: 1.81 CFS

PRIORITY DATE: 02/15/1925

POINT OF DIVERSION: T13S ROSE S26 NWSWSW Within Owyhee County
S27 SWSWSW

RECEIVED

MAY -3 2001

Department of Water Resources

2 POINTS OF DIVERSION LOCATED IN T13S, ROSE, S26, NWSWSW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.65 CFS
	Stockwater	01-01 TO 12-31	0.16 CFS

PLACE OF USE:	Irrigation	Stockwater
	T13S ROSE S26	T13S ROSE S26
	S27	S27
	82.4 Acres Total	

	Within Owyhee County
NWSW 12.0	SWSW 19.2
SESW 4.9	
SESW 3.3	SWSE 24.0
SESE 19.0	

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

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

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5678 SHALL NOT EXCEED 1.81 CFS, NOR A TOTAL COMBINED ANNUAL VOLUME OF 297.8 AF.

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

RECEIVED

RECEIVED

West

MAR - 1 2001

MAR 09 2001

WATER RESOURCES
WESTERN REGION

WATER RESOURCES
WESTERN REGION

2001 FEB 28 AM 08:45
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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	)	ORDER SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
_____	)	SUBCASE NO: 51-04015

Please be advised that Special Master TERRENCE A. DOLAN
has set a Status Conference in the above subcase(s)
as follows:

WEDNESDAY, APRIL 04, 2001 at 11:00 AM

SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

Option: Parties may participate by phone if they contact the
clerk at (208) 736-3011 prior to APRIL 03, 2001.

IT IS SO ORDERED.

Dated: FEBRUARY 28, 2001

/S/ TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 2/28/01

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on FEBRUARY 28, 2001, with sufficient first-class postage to the following:

USDI BLM

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

I E RANCHES LLC
A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU, ID 83604
Phone: 208-845-2281

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

12/21/2000

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

RIGHT NUMBER: 51-4015

NAME AND ADDRESS: I E RANCHES L L C
A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU, ID 83604

SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

QUANTITY: 1.81 CFS

PRIORITY DATE: 02/15/1925

POINT OF DIVERSION: T13S R05E S26 NWSWSW Within OWYHEE County
T13S R05E S27 SWSWSW Within OWYHEE County

2 POINTS OF DIVERSION LOCATED IN T13S, R05E, S26, NWSWSW

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4-01 10-31	1.65 CFS
STOCKWATER	1-01 12-31	0.16 CFS

PLACE OF USE:

IRRIGATION Within OWYHEE County					
T13S R05E S26	NWSW	12	T13S R05E S26	SWSW	19.2
T13S R05E S26	SESW	4.9	T13S R05E S27	SESW	3.3
T13S R05E S27	SWSE	24	T13S R05E S27	SESE	19
STOCKWATER Within OWYHEE County					
T13S R05E S26	NWSW		T13S R05E S26	SWSW	
T13S R05E S26	SESW		T13S R05E S27	SESW	
T13S R05E S27	SWSE		T13S R05E S27	SESE	

82.4 ACRES TOTAL

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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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

The total instantaneous diversion of water from all points of diversion under Transfer 5678 shall not exceed 1.81 cfs, nor a total combined annual volume of 297.8 af.

All water rights within Basin 51 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER, 700 RANGE CATTLE

Wester

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5678
WATER RIGHT NO. 51-04015

RECEIVED

MAY 08 2000

WATER RESOURCES
WESTERN REGION

This is to certify that: **I E RANCHES LLC**
HC 85 BOX 169
BRUNEAU ID 83604

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.65 CFS	288.4 AF
STOCKWATER	01/01 to 12/31	0.16 CFS	9.4 AF
	Totals	1.81 CFS	297.8 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
MARYS CREEK	SHEEP CREEK

Priority: 02/15/1925

LOCATION OF POINT(S) OF DIVERSION: NWSWSW , Sec. 26, Township 13S, Range 05E
SWSESW , Sec. 27, Township 13S, Range 05E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13S	05E	26	NWSW 12	SWSW 19.2	SESW 4.9	36.1
		27	SESW 3.3	SWSE 24	SESE 19	46.3
Total number of acres irrigated:						82.4

PLACE OF USE: STOCKWATER

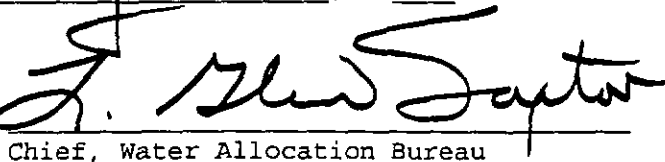
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
13S	05E	26	NWSW	SWSW	SESW
		27	SESW	SWSE	SESE

TRANSFER NO. 5678
WATER RIGHT NO. 51-04015

CONDITIONS OF APPROVAL AND REMARKS

- *1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- *3. Two points of diversion are located within NWSWSW, S26, T13S, R05E.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- WP4 *6. The total instantaneous diversion of water from all points of diversion under Transfer 5678 shall not exceed 1.81 cfs, nor a total combined annual volume of 297.8 af.
- *7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. The quantity of water for stockwater use recognized under this transfer approval is not a determination of historical beneficial use.
- *9. All water rights within Basin 51 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Dated this 4th day of May, 2000



Chief, Water Allocation Bureau

WR5809NP
No. 51-04015

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/24/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THEODORE ROBERT TINDALL RT B BOX 169 BRUNEAU ID 83604	12/14/1940	IRRIGATION STOCKWATER	04/01 11/01 01/01 12/31	2.000 CFS 0.160 CFS	
TOTAL DIVERSION:					2.000 CFS	

Water Source: MARYS CREEK

Tributary to: SHEEP CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T13S R05E S26 SWSW
S27 SWSE
OWYHEE County
OWYHEE County

Place of Use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	:
13S	05E	26	:					:	20	20	20	:				:
13S	05E	27	:					:				:	10	30		:
TOTAL ACRES															100.0	

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

Pou County: OWYHEE

Remarks: GEN 2 P/D IN SWSW, S26, T13S, R5E.

Dates: App. Received: Priority Date: 12/14/1940
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Audit: 01/13/86 04/30/88 CONVERT

IDWR

T13S, R05E

Claim(s) 51-04015
Owner(s) IE RANCHES LLC
Prepared by:
Ron Howerton
Date: 06 Jul 98



POU

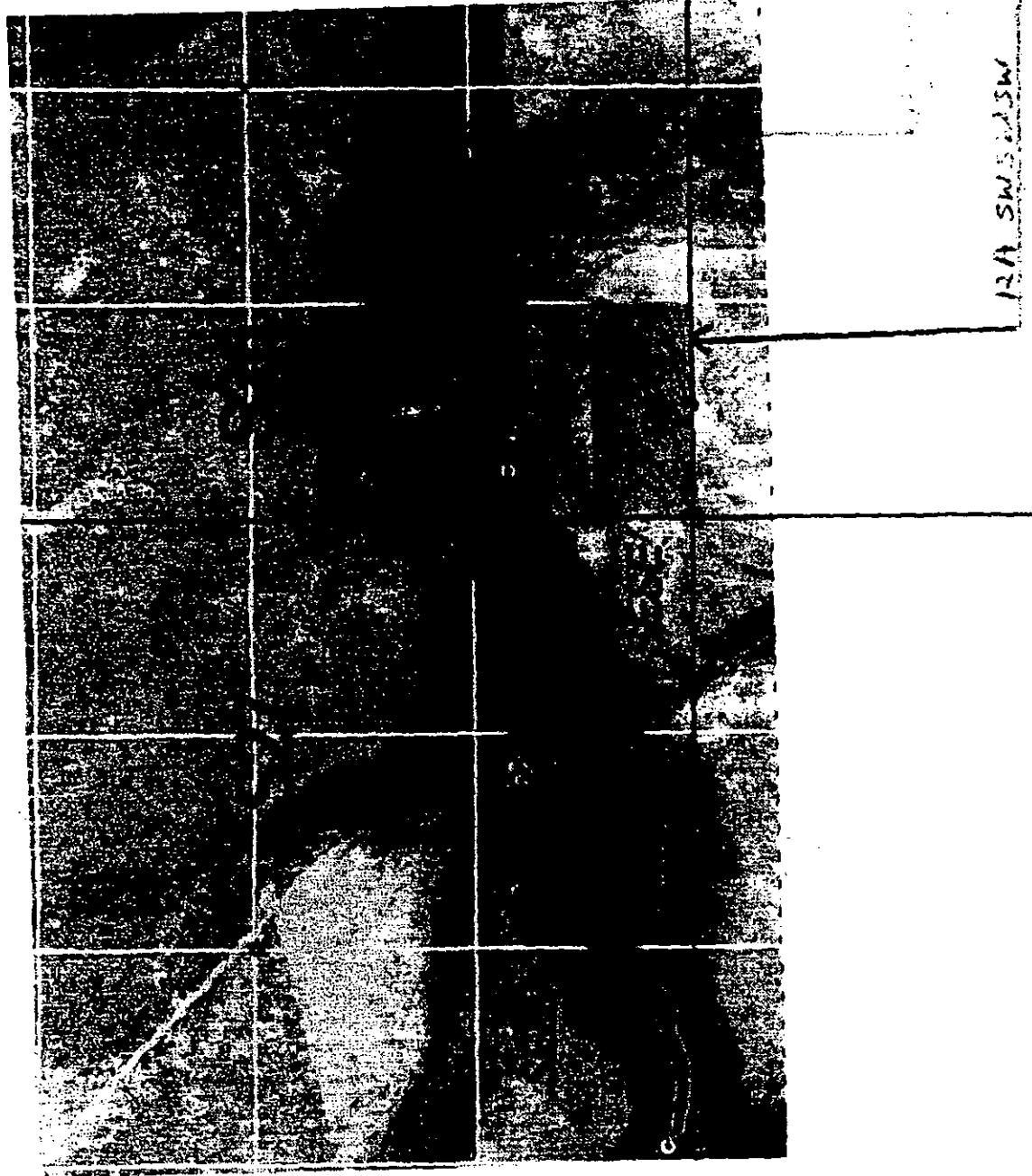
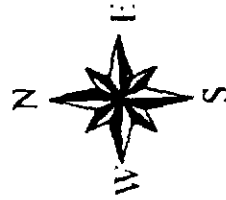


POD



SECTION LINES

1/4 1/4 Lines

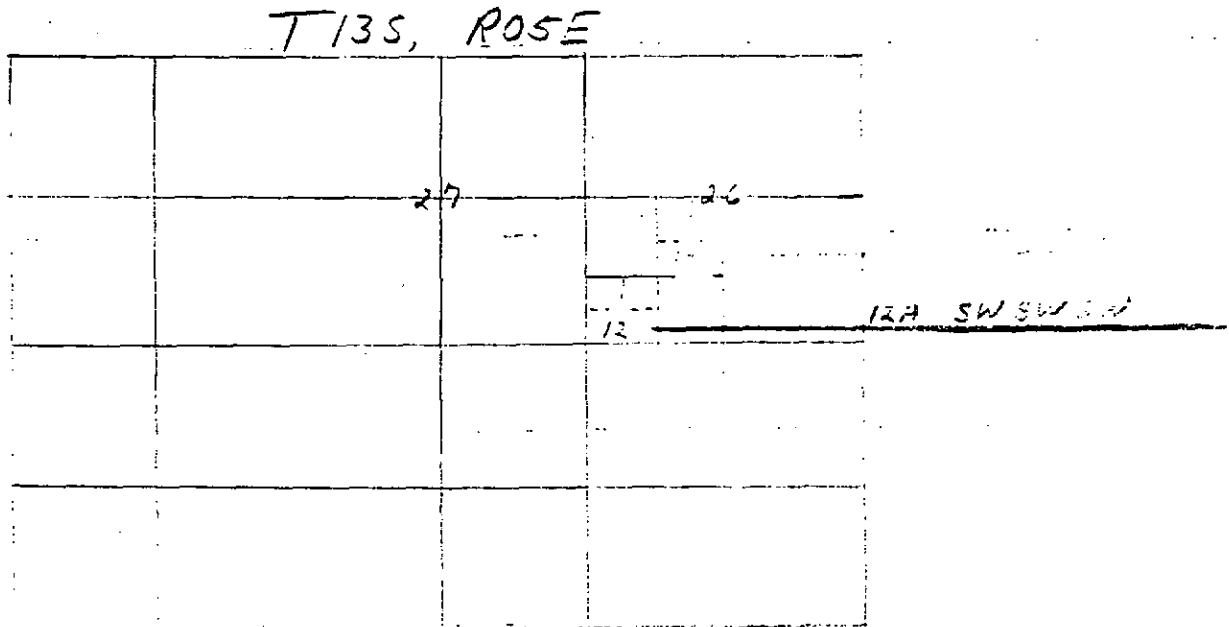


Page 6 of 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



MAKE CHECK PAYABLE TO:
BARBARA WRIGHT TAX COLLECTOR
OWYHEE COUNTY COURTHOUSE
MURPHY, ID 83650
208-495-1158 OR 337-5522

1999 TAX BILL/RECEIPT

PARCEL NUMBER
RP13S05E265400A
7,704

BILL# 7025 CODE ARE/ 31-00 L

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT MV	
TAX	34.73	TAX	34.73	TAX	69.46		7,704
LATE		LATE		LATE			
INT		INT		INT			
COST		COST		COST			
TOT		TOT		TOT		TOT ACS	120.000

I E RANCHES L L C
MC 85 BOX 169
BRUNEAU ID 83604

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.003150404	24.26
SCHOOL 365	.005124234	39.43
COUNTY RD	.000373040	2.86
BRUNEAU CEM	.000144634	1.10
EAST/OWY LIB	.000229661	1.76
AMOUNT DUE	.009021973	69.46

SESW, W2SW 26 13S 5E

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

51-04015

ATTACHMENT A

PAKE CHECK PAYABLE TO:
BARBARA WRIGHT TAX COLLECTOR
OWYHEE COUNTY COURTHOUSE
MURPHY, ID 83650
208-495-1158 OR 337-5522

1999 TAX BILL/RECEIPT

PARCEL NUMBER
RP13S05E276000A
17,659
9,849

BILL# 7026 CODE ARE 31-00

L
I

	1ST HALF DUE	2ND HALF DUE
TAX	134.09	TAX 134.09
LATE		LATE
INT		INT
COST		COST
TOT		TOT

	FULL DUE
TAX	268.13
LATE	
INT	
COST	
TOT	

	TOT MV	TOT ACS
	27,508	160.000

I E RANCHES L L C
HC 35 BOX 169
BRUNEAU ID 83604

S2S2 27 13S 5E

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.003150404	86.66
SCHOOL 365	.005124234	140.96
COUNTY RD	.000373040	10.26
BRUNEAU CEM	.000144634	3.93
EAST/OWY LIB	.000229661	6.32
DISTRICT TOTAL	.009021973	248.18
SOLID WASTE FEE		20.00
AMOUNT DUE		268.18

IMPORTANT
PLEASE READ BOTH FRONT AND BACK

*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE

51-04015

ATTACHMENT

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-24-2000
PAGE: A-1-----
RIGHTS FROM: SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

RIGHT NUMBER: 51-04015

NAME & ADDRESS: I E RANCHES L L C
A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU ID 83604

SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

QUANTITY: 1.81 CFS

PRIORITY DATE: 02/15/1925

POINT OF DIVERSION: T13S R05E S26 NWSWSW Within Owyhee County
S27 SWSWSW

2 POINTS OF DIVERSION LOCATED IN T13S, R05E, S26, NWSWSW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 10-31	1.65 CFS
STOCKWATER		01-01 12-31	0.16 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T13S R05E S26	NESW 12	NWSW 12	SWSW 7.2	SESW 4.9
	S27	SESW 3.3	SWSE 24	SESE 19	
	82.4 ACRES TOTAL				
	STOCKWATER	Within Owyhee County			
	T13S R05E S26	NESW	NWSW	SWSW	SESW
	S27	SESW	SWSE	SESE	

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

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

51-04015
ATTACHMENT

B

RIGHTS FROM: SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

RIGHT NUMBER: 51-04015 (CONT)

OTHER PROVISIONS: (CONT)

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:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 700 RANGE CATTLE

51-04015
ATTACHMENT
B2

AJ5856NP

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

DATE: JAN-24-2000
PAGE: A-3

PARAMETERS USED TO RUN THIS REPORT

INPUT SELECTION FILE NAME:	DNELSON-1143006
MAILING DATE:	2000-01-24
DATE THIS REPORT WAS PROCESSED:	2000-01-24
STATE OR FEDERAL INDICATOR:	STATE
RUN BY USER:	DNELSON

51-04015
ATTACHMENT
B3

RECEIVED

APR 01 1999

Department of Water Resources

RECEIVED

APR 06 1999

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

Case No. 39576

A. Subcase 51-04015

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 387-0835; R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: I. E. Ranches, LLC; A Limited Liability Company

Address: HC 85 Box 169 Bruneau, ID. 83604

Name:

Address:

Name:

Address:

Name:

Address:

OK to CONSIDER
FOR OBJECTION.

RECOMMENDATION
FOR POW OK, IN
S2B NESW.

REL
7 APR 99

MAY BE BCMs

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address Should be: _____

2. ☐ Source Should be: _____

3. ☐ Quantity Should be: _____

4. ☐ Priority Date Should be: _____

5. ☐ Point(s) of Diversion Should be: _____

6. ☐ Instream Flow Description Should be: _____

7. ☐ Purpose(s) of Use Should be: _____

8. ☐ Period of Year Should be: _____

9. ☒ Place of Use Should be: _____
See attached

11. I object because:

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

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

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.

Fredric W. Price
(Signature of person filing objection)

Sam C. Brown
(Attorney signing in representative capacity)

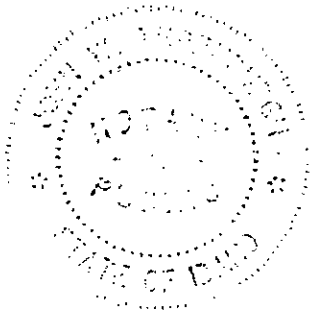
Subscribed and sworn to before me on: Jan. 29, 1999

John W. Thornburgh
John W. Thornburgh

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 05-16-2003



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on MAR 31 1999, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: I. E. Ranches, LLC; A Limited Liability Company
Address: HC 85 Box 169 Bruneau, ID. 83604

Name:

Address:

Name:

Address:

Name:

Address:

3. Copies to:

IDWF Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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

Signature of Objector or attorney mailing on Objector's behalf

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: NOV-20-1998
PAGE: A-768

RIGHTS FROM: SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

RIGHT NUMBER: 51-04015

NAME & ADDRESS: I E RANCHES L L C
A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU ID 83604

SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

QUANTITY: 1.81 CFS

PRIORITY DATE: 02/15/1925

POINT OF DIVERSION: T13S R05E S26 NWSWSW ✓ Within OWYHEE County
S27 SWSESW ✓

2 POINTS OF DIVERSION LOCATED IN T13S, R05E, S26, NWSWSW.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	1.65 CFS
STOCKWATER	01-01 12-31	0.16 CFS

PLACE OF USE:

IRRIGATION	Within OWYHEE County			
T13S R05E S26	NESW 12 BLM	NWSW 12 ✓	SWSW 7.2	SESW 4.9 ✓
S27	SESW 3.3	SWSE 24 ✓	SESE 19 ✓	
82.4 ACRES TOTAL				
STOCKWATER	Within OWYHEE County			
T13S R05E S26	NESW	NWSW	SWSW	SESW
S27	SESW	SWSE	SESE	

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

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

RIGHTS FROM: SOURCE: MARYS CREEK TRIBUTARY: SHEEP CREEK

RIGHT NUMBER: 51-04015 (CONT)

OTHER PROVISIONS: (CONT)

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:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 700 RANGE CATTLE

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. 51-04015

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership

☐ Split of Water Right

☐ Point of Diversion

☒ Place of Use

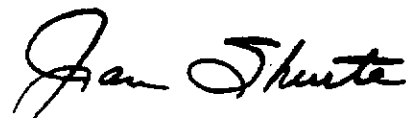
☐ Period of Use

☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 12/27/00



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 27, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
N/A
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
N/A
4. One Copy to:
Each party in the subcase or attorney of record:
I E Ranches LLC
HC 85 Box 169
Bruneau ID 83604
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 27, 2000

I E RANCHES LLC
HC 85 BOX 169
BRUNEAU ID 83604

Dear Sirs:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right.

The change to your water right was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right. You will be notified of any future action on your water right by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

JS:lh
Enclosures

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

DATE: 07/15/98
PAGE: 1

NAME & ADDRESS

WATER USE

RATE

DIVERSION
VOLUME

04-01 10-31
01-01 12-31

1.81 CFS

Tributary to: SHEEP CREEK

Stage: BENEFICIAL USE

T13S R05E S26	NWSWSW
S27	SWSESW

OWYHEE County
OWYHEE County

35

CH

FS

[illegible]

MS

SE

[illegible]

POW County: OWYHEE

Conditions of Approval:

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

Remarks: POD 2 POINTS OF DIVERSION LOCATED IN T13S, R05E, S26, NWSWSW.

EXP STOCKWATER. 700 RANGE CATTLE

Dates:	Exam Made Date:	09/29/1993	Verified Date:	07/15/1998	Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R51-04015

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

DATE: 07/15/98
PAGE: 2

Comments: Date: 07/09/1998 User-ID: RHOWERTO Subject: DATE OF PRIORITY
BENEFICIAL USE SHOULD HAVE BEEN INCLUDED IN DECREE 51A, ADVANCED
DATE OF PRIORITY TO DATE AFTER DECREE.

Audit: 07/15/98 RHOWERTO

August 4, 1998

**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: 51-04015

IE RANCHES L L C
A LIMITED LIABILITY COMPANY
HC 85 BOX 169
BRUNEAU ID 83604

Daytime Telephone Number:
Evening Telephone Number:

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

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

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

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

DATE: Aug 16-98 SIGNATURE: Robert Tindall
Please print your name: Robert Tindall IE Ranches LLC

NOTICE OF CLAIM NO.

NOTICE OF CLAIM NO.

COMMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:57:31
09/28/93

PAGE: 1
GENERAL INFORMATION

28
CLAIM NUMBER: A51-04015

LAST: TINDALL
ADDRESS: HC85 BOX 169
CITY: BRUNEAU
PHONE NUMBER: 208-845-2281
OWNER CODE: C

FIRST: THEODORE ROBERT
STATE: ID ZIP: 83604

LAST: TINDALL
ADDRESS: HC85 BOX 169
CITY: BRUNEAU
PHONE NUMBER: 208-845-2281
OWNER CODE: C

FIRST: LILLIAN
STATE: ID ZIP: 83604

FIELD EXAM REQUIRED?

FIELD
EXAMINER
REN

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

CLAIM REMARKS: 2 P/D IN SWSV, S26, T13S, R5E.

IF RANCHES LLC

CONTACT PERSON: Bob TINDALL
DATE OF FIELD EXAM: 9/29/93 APPOINTMENT MADE: X N()
ACCOMPANIED BY: ABOVE
RELATIONSHIP TO CLAIMANT: OWNER

PHONE NUMBER: () - -

TIME: - : - A() P()

PHONE NUMBER: () - -

DIRECTIONS TO PROPERTY / NOTES:

SEE ORTHO CC 62 IN FILE

A. AJ CLAIM: # A51-04015 PRIORITY DATE: 04-01-1914 STAGE: S
B. WR RECORD: # 51-04015 PRIORITY DATE: 12-14-1940 STAGE: S

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE Y FIELD EXAMINER *RdL*

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

NOTES: *B/w claim should have been included in Decree SIA
ADVANCED DATE OF PRIORITY TO DATE AFTER DECREE.*

RECOMMENDED PRIORITY DATE: *2/15/25*
REVIEWED BY: *RdL*

DATE: *9 July 98*

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A51-04015	13S	05E	26		SW	SW		OWYHEE
A51-04015	13S	05E	27		SW	SW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A51-02031 NONE

SOURCE: MARYS CREEK TRIB: SHEEP CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
51-04015	13S	05E	27		SW	SE		OWYHEE
51-04015	13S	05E	26		SW	SW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD
A PREFIX R PREFIX
AJ CLAIMS IN SAME 40 ACRE TRACT

NONE NONE NONE

SOURCE: MARYS CREEK TRIB: SHEEP CREEK

C. FIELD EXAM REQUIRED?

FIELD EXAMINER	DATABASE	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)
RCB	Y	Y	N

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE. SEC.	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13S	5E	26	NW	SW	OWY	(F02) 2pds
---	---	27	SW	SE	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---

SOURCE: MARYS CREEK

TRIB: SHEEP CREEK

REVIEWED BY:

RDL

DATE: 9 July 98

SYSTEM DESCRIPTION:

SEE DRAWING ON ORTHO PHOTO CC 62-1979

2 P/D'S IN T13S, R2E, S26, NW SW SW

F02

P/D # 1 Cfm Rock Dam w boards into ditch
 P/D # 2 Hecgate - irrigates N Side

P/D # 3 CON DAM w boards 12" culvert into
 Ditch

IDWR

T13S, R05E

○ **Point of Diversion**

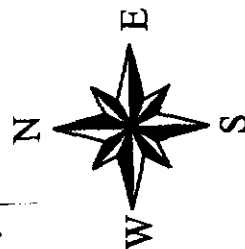
□ **Place of Use**

∧ **Section Lines**

1/4 1/4 Lines

3 Acres

Claim(s): 51-04015
Owner(s): I E RANCHES LLC
Prepared by:
Ron Howerton
Date: 06 JUL 98
Total Acres: 82.4



1987 NAPP



Dam Place

ASL 0405

CLAIM 51-64015 INIT Rch
T. R. S. Q/Q
P/D T135 R5E 528.27
SCALE 1:62500 7/2 Q/Q
PHOTO ID. C62 DATE 1979

26

X 5229

X 5279

5256

27

CC-42
1979

A. ROOT WATER RIGHT NUMBERS: A51-04015

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13S	05E	26	NE	SW		TINDALL, THEODORE ROBERT	A51-04015 /12.0	- /			
			NE	SW		US DEPT OF INTERIOR	A51-10677 /	- /			
			NE	SW		US DEPT OF INTERIOR	A51-11292 /	- /			12
13S	05E	26	NW	SW		TINDALL, THEODORE ROBERT	A51-04015 /16.0	51-04015 /20.0			12
13S	05E	26	SW	SW		TINDALL, THEODORE ROBERT	A51-04015 /13.0	51-04015 /20.0			1.2
13S	05E	26	SE	SW		TINDALL, THEODORE ROBERT	A51-04015 /7.0	51-04015 /20.0			4.9
13S	05E	27	SW	SE		TINDALL, THEODORE ROBERT	A51-04015 /29.0	51-04015 /10.0			24
13S	05E	27	SE	SE		TINDALL, THEODORE ROBERT	A51-04015 /23.0	51-04015 /30.0			19
TOTAL ACRES							A51-04015	100.00	100.00	SESW	3.3
ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, YES () NO ()											82.4

IF YES SEE ATTACHED SHEET.

C. FIELD EXAM REQUIRED?

FIELD EXAMINER REN

DATABASE Y

POU COUNTY: OHYHEE

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG: ---

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: 82.4

REVIEWED BY: REN

DATE: 9 July 90

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A51-04015 IRRIGATION	FROM 04-01 TO 11-01	2.000 CFS
A51-04015 STOCKWATER	FROM 01-01 TO 12-31	.160 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
51-04015 IRRIGATION	FROM 04-01 TO 11-01	2.000 CFS
51-04015 STOCKWATER	FROM 01-01 TO 12-31	.160 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()
Y() N()

Explain in notes, below.

NOTES:

4-1 to 10-31 1122

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 2.000 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 2.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

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

FIELD DATABASE EXAMINER Reh

B. MEASUREMENT METHOD current meter pinny FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-04015	STOCKWATER	TINDALL, THEODORE ROBERT	FROM 01-01 TO 12-31	.160 CFS	
A51-10677	STOCKWATER	US DEPT OF INTERIOR	FROM 01-01 TO 12-31	.260 CFS	
A51-10677	WILDLIFE	US DEPT OF INTERIOR	FROM 01-01 TO 12-31	.020 CFS	
A51-11292	STOCKWATER STORAGE	US DEPT OF INTERIOR	FROM 01-01 TO 12-31		.30 AF/A
A51-11292	WILDLIFE STORAGE	US DEPT OF INTERIOR	FROM 01-01 TO 12-31		.30 AF/A
A51-11292	WILDLIFE FROM STORAGE	US DEPT OF INTERIOR	FROM 01-01 TO 12-31		.30 AF/A
A51-11292	STOCKWATER FROM STORAGE	US DEPT OF INTERIOR	FROM 01-01 TO 12-31		.30 AF/A

OPEN CHANNEL DISCHARGE MEASUREMENT NOTES A51-04015

1. Name of stream or ditch: MARYS CREEK P/D # 1 DITCH
 2. Location: SESW, S27, T13S, R5E
 3. Person conducting measure: RON HOWERTON
 4. Date and time of measure: 09-29-93 AT 12:45
 5. Accompanied by: BOB TINDALL & M. MINICUCCI
 6. Measuring device size and ID: PYGMY # 090181
 7. Spin test OK? Before: Yes After: Yes
 8. Purpose of measure: IRRIGATION FLOW

DIST FROM LEW (feet)	WIDTH (feet)	DEPTH (feet)	OBS DEPTH	REVS	TIME (secs)	VELOCITY (ft/sec)	DISCHARGE (cfs)
1.0							
1.5	0.8	0.4	0.6	7	40	0.18	0.05
2.0	0.5	0.7	0.6	18	40	0.45	0.16
2.5	0.5	0.7	0.6	32	40	0.80	0.28
3.0	0.5	0.8	0.6	47	40	1.18	0.47
3.5	0.8	0.8	0.6	40	40	1.00	0.60
4.0							

TOT WIDTH 3.0

TOTAL DISCHARGE: 1.56

Water Right No.
(if applicable)

.90

92

- 92

99

1.00

C. DIAGRAMS

1. Measurement Location

Scale: _____ = _____

[illegible]

2. Cross-Section of Measurement

Scale _____ = _____

1. The first part of the document is a header section containing the following information:

2. The second part of the document is a table with the following columns:

Item	Quantity	Unit	Value
1. The first part of the document is a header section containing the following information:	1	Unit	1.00
2. The second part of the document is a table with the following columns:	2	Unit	2.00
3. The third part of the document is a table with the following columns:	3	Unit	3.00
4. The fourth part of the document is a table with the following columns:	4	Unit	4.00
5. The fifth part of the document is a table with the following columns:	5	Unit	5.00
6. The sixth part of the document is a table with the following columns:	6	Unit	6.00
7. The seventh part of the document is a table with the following columns:	7	Unit	7.00
8. The eighth part of the document is a table with the following columns:	8	Unit	8.00
9. The ninth part of the document is a table with the following columns:	9	Unit	9.00
10. The tenth part of the document is a table with the following columns:	10	Unit	10.00
11. The eleventh part of the document is a table with the following columns:	11	Unit	11.00
12. The twelfth part of the document is a table with the following columns:	12	Unit	12.00
13. The thirteenth part of the document is a table with the following columns:	13	Unit	13.00
14. The fourteenth part of the document is a table with the following columns:	14	Unit	14.00
15. The fifteenth part of the document is a table with the following columns:	15	Unit	15.00
16. The sixteenth part of the document is a table with the following columns:	16	Unit	16.00
17. The seventeenth part of the document is a table with the following columns:	17	Unit	17.00
18. The eighteenth part of the document is a table with the following columns:	18	Unit	18.00
19. The nineteenth part of the document is a table with the following columns:	19	Unit	19.00
20. The twentieth part of the document is a table with the following columns:	20	Unit	20.00
21. The twenty-first part of the document is a table with the following columns:	21	Unit	21.00
22. The twenty-second part of the document is a table with the following columns:	22	Unit	22.00
23. The twenty-third part of the document is a table with the following columns:	23	Unit	23.00
24. The twenty-fourth part of the document is a table with the following columns:	24	Unit	24.00
25. The twenty-fifth part of the document is a table with the following columns:	25	Unit	25.00
26. The twenty-sixth part of the document is a table with the following columns:	26	Unit	26.00
27. The twenty-seventh part of the document is a table with the following columns:	27	Unit	27.00
28. The twenty-eighth part of the document is a table with the following columns:	28	Unit	28.00
29. The twenty-ninth part of the document is a table with the following columns:	29	Unit	29.00
30. The thirtieth part of the document is a table with the following columns:	30	Unit	30.00
31. The thirty-first part of the document is a table with the following columns:	31	Unit	31.00
32. The thirty-second part of the document is a table with the following columns:	32	Unit	32.00
33. The thirty-third part of the document is a table with the following columns:	33	Unit	33.00
34. The thirty-fourth part of the document is a table with the following columns:	34	Unit	34.00
35. The thirty-fifth part of the document is a table with the following columns:	35	Unit	35.00
36. The thirty-sixth part of the document is a table with the following columns:	36	Unit	36.00
37. The thirty-seventh part of the document is a table with the following columns:	37	Unit	37.00
38. The thirty-eighth part of the document is a table with the following columns:	38	Unit	38.00
39. The thirty-ninth part of the document is a table with the following columns:	39	Unit	39.00
40. The fortieth part of the document is a table with the following columns:	40	Unit	40.00
41. The forty-first part of the document is a table with the following columns:	41	Unit	41.00
42. The forty-second part of the document is a table with the following columns:	42	Unit	42.00
43. The forty-third part of the document is a table with the following columns:	43	Unit	43.00
44. The forty-fourth part of the document is a table with the following columns:	44	Unit	44.00
45. The forty-fifth part of the document is a table with the following columns:	45	Unit	45.00
46. The forty-sixth part of the document is a table with the following columns:	46	Unit	46.00
47. The forty-seventh part of the document is a table with the following columns:	47	Unit	47.00
48. The forty-eighth part of the document is a table with the following columns:	48	Unit	48.00
49. The forty-ninth part of the document is a table with the following columns:	49	Unit	49.00
50. The fiftieth part of the document is a table with the following columns:	50	Unit	50.00
51. The fifty-first part of the document is a table with the following columns:	51	Unit	51.00
52. The fifty-second part of the document is a table with the following columns:	52	Unit	52.00
53. The fifty-third part of the document is a table with the following columns:	53	Unit	53.00
54. The fifty-fourth part of the document is a table with the following columns:	54	Unit	54.00
55. The fifty-fifth part of the document is a table with the following columns:	55	Unit	55.00
56. The fifty-sixth part of the document is a table with the following columns:	56	Unit	56.00
57. The fifty-seventh part of the document is a table with the following columns:	57	Unit	57.00
58. The fifty-eighth part of the document is a table with the following columns:	58	Unit	58.00
59. The fifty-ninth part of the document is a table with the following columns:	59	Unit	59.00
60. The sixtieth part of the document is a table with the following columns:	60	Unit	60.00
61. The sixty-first part of the document is a table with the following columns:	61	Unit	61.00
62. The sixty-second part of the document is a table with the following columns:	62	Unit	62.00
63. The sixty-third part of the document is a table with the following columns:	63	Unit	63.00
64. The sixty-fourth part of the document is a table with the following columns:	64	Unit	64.00
65. The sixty-fifth part of the document is a table with the following columns:	65	Unit	65.00
66. The sixty-sixth part of the document is a table with the following columns:	66	Unit	66.00
67. The sixty-seventh part of the document is a table with the following columns:	67	Unit	67.00
68. The sixty-eighth part of the document is a table with the following columns:	68	Unit	68.00
69. The sixty-ninth part of the document is a table with the following columns:	69	Unit	69.00
70. The seventieth part of the document is a table with the following columns:	70	Unit	70.00
71. The seventy-first part of the document is a table with the following columns:	71	Unit	71.00
72. The seventy-second part of the document is			

D. SUMMARY INFORMATION

1. Measurement rated X excellent good fair poor

2. Remarks: SYSTEM APPEARED TO BE OPERATING AT
CAPACITY. BOARD-IN DAM WAS ABOUT 6 IN FROM OVERFLOWING

3. Width: _____ Area: _____ Discharge in cubic feet per second: 1.56

(EX 09-29-93)

09-30-93

DATE _____

Ken Fowerton

SIGNATURE OF PERSON CONDUCTING MEASUREMENT

OPEN CHANNEL DISCHARGE MEASUREMENT NOTES A51-04015

1. Name of stream or ditch: MARYS CREEK P/D # 2 DITCH
 2. Location: SWSW, S26, T13S, R5E
 3. Person conducting measure: RON HOWERTON
 4. Date and time of measure: 09-29-93 AT 13:30
 5. Accompanied by: BOB TINDALL & M. MINICUCCI
 6. Measuring device size and ID: PYGMY # 090181
 7. Spin test OK? Before: Yes After: Yes
 8. Purpose of measure: IRRIGATION FLOW

DIST FROM LEW (feet)	WIDTH (feet)	DEPTH (feet)	OBS DEPTH	REVS	TIME (secs)	VELOCITY (ft/sec)	DISCHARGE (cfs)
1.0							
1.5	0.8	0.8	0.6	3	40	0.08	0.05
2.0	0.5	0.7	0.6	38	40	0.95	0.33
2.5	0.5	0.7	0.6	38	40	0.95	0.33
3.0	0.5	0.7	0.6	37	40	0.93	0.32
3.5	0.5	0.7	0.6	24	40	0.60	0.21
4.0	0.6	0.6	0.6	4	40	0.10	0.03
4.3							

TOT WIDTH 3.3

TOTAL DISCHARGE: 1.28

Water Right No.
(if applicable)

A. GENERAL INFORMATION

1. Name of stream or ditch: MARYS CREEK P/D # 2 DITCH .92
2. Location: SWSW, S26, T13S, R5E APPROX 30' FROM HEADGATE .93
3. Person conducting measurement: RON HOWERTON .94
4. Date and time of measurement: 09-29-93. AT 13:30 .95
5. Accompanied by: BOB TINDALL & MARIA MINICUCCI .96
6. Measuring device size and ID no.' Pycny # 090181 .97
7. Spin test before measurement OK? ✓ after measurement OK? ✓ .98
8. Purpose of measurement: STATUTORY CLAIM .99

B. MEASUREMENT DATA

[illegible]

C. DIAGRAMS

1. Measurement Location

Scale: _____ = _____

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

2. Cross-Section of Measurement

Scale _____ = _____

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20-22 lines visible. The paper appears to be from a notebook or a standard sheet of stationery. There is no handwriting or other markings on the page.

D. SUMMARY INFORMATION

1. Measurement rated X excellent good fair poor

2. Remarks: System appeared to be operating at capacity.

3. Width: 3.3 Area: Discharge in cubic feet per second: 1.28

(FX 09-29-93)
09-30-93

DATE _____

SIGNATURE OF PERSON CONDUCTING MEASUREMENT

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 82.4 x 0.02 CFS/ACRE = 1.65 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 200.0 AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

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

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
2 P/O IN SWSW, S26, T13S, R5E.

Stock 0.16

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

nos, nos

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01	DATABASE EXAMINER 2.000-1.65	DATABASE EXAMINER	DATABASE EXAMINER
STOCKWATER	01-01	0.160		200.0

TOTAL FOR THIS RIGHT

2.000-
1.81

REVIEWED BY: Rch

DATE: 1.81

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: 51-04015

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 2.000 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A51-04015	2.000	-		51-04015	2.000
TOTAL CFS		2.000				2.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE Y
FIELD EXAMINER John

NOTES:

AUTHENTICATION: Ron Howerton

SIGNATURE:

DATE: 9 July 98
NAME OF FIELD EXAMINER: Ron Howerton TITLE: SR WATER AGENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:57:31
09/28/93

PAGE: 12
QUICKLOOK INFORMATION

39
CLAIM NUMBER: A51-04015

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

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

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

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

1979

IDWR ID NO.

CC62

Y(X) N()

☐ TOPOGRAPHIC

DATE FIELD CHECKED

IDWR ID NO.

Y() N()

☒ NAAPP

DATE OF PHOTO

1987

IDWR ID NO.

Y(X) N()

☐ ASCS AERIAL PHOTO

DATE OF PHOTO

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

DATE

Y() N()

☐ OTHER

DATE

Y() N()

☐ OTHER

DATE

Y() N()

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

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

☒ SYSTEM DESCRIPTION

DATE DRAWN

9/29/93

1

ow photo

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

9/29/93

5

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☒ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

9/29/93

4

☒ OTHER Stat claim

DATE 1978

☒ OTHER AFFIDAVITS

DATE

10 PAGES

ETC FOR
DATE OF
PRIORITY INFO

PICTURE #1

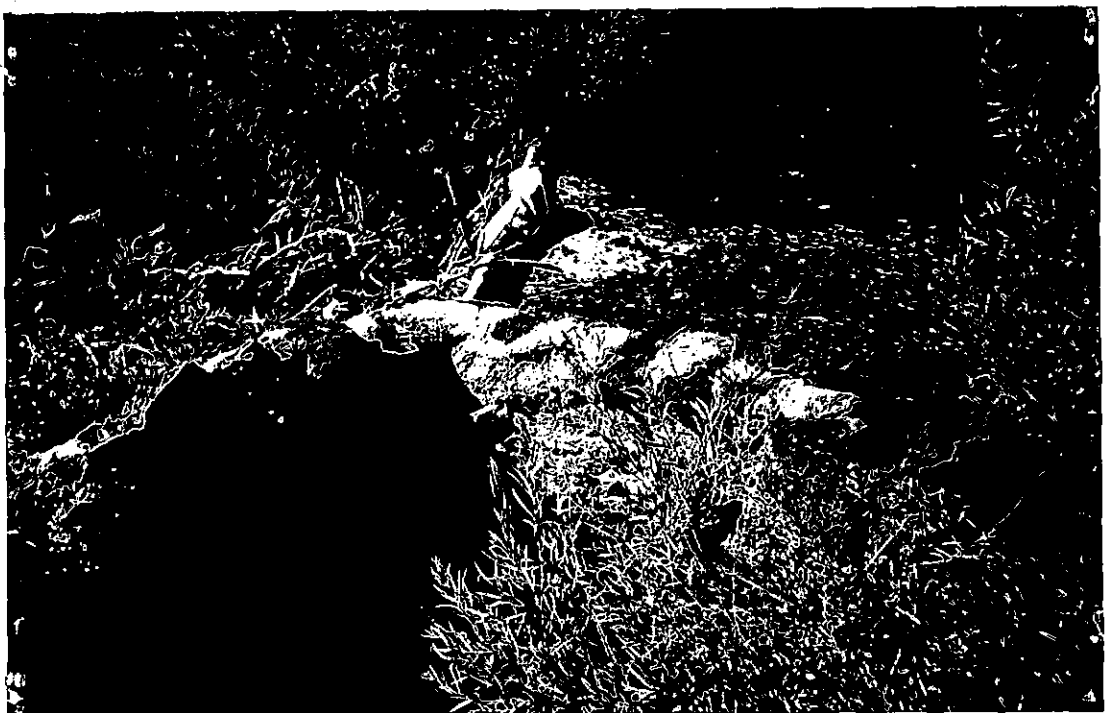
51-02031: FX 09-29-93.

Photo's by RDH. This is
the P/D#1 location,
SWSESW, S27, T13S, R5E
Cement rock dam.



PICTURE #2

At P/D#1's headgate.
Water from P/D#1 pools-up into headgate.



PICTURE #3

51-02031: FX 09-29-93.

Photo's by RDH. This is
the Current meter location,
See map for location.



PICTURE #4

POU from road, see
map for location.



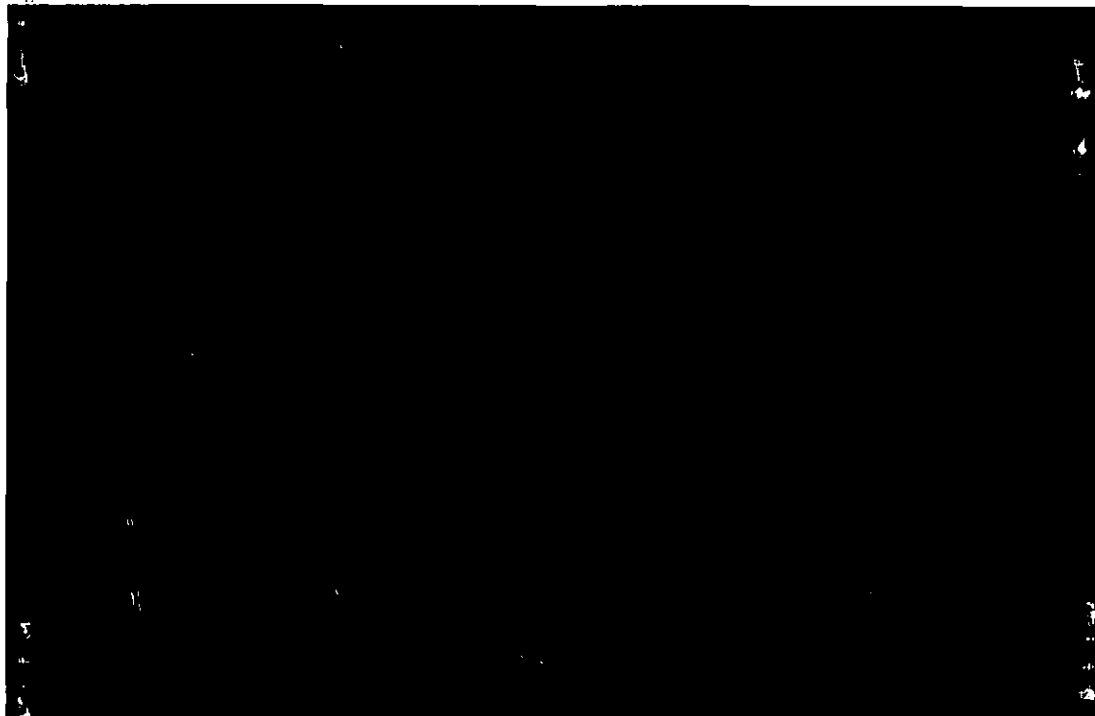
PICTURE #5

51-02031: FX 09-29-93.

Photo's by RDH. POU, SWSE,

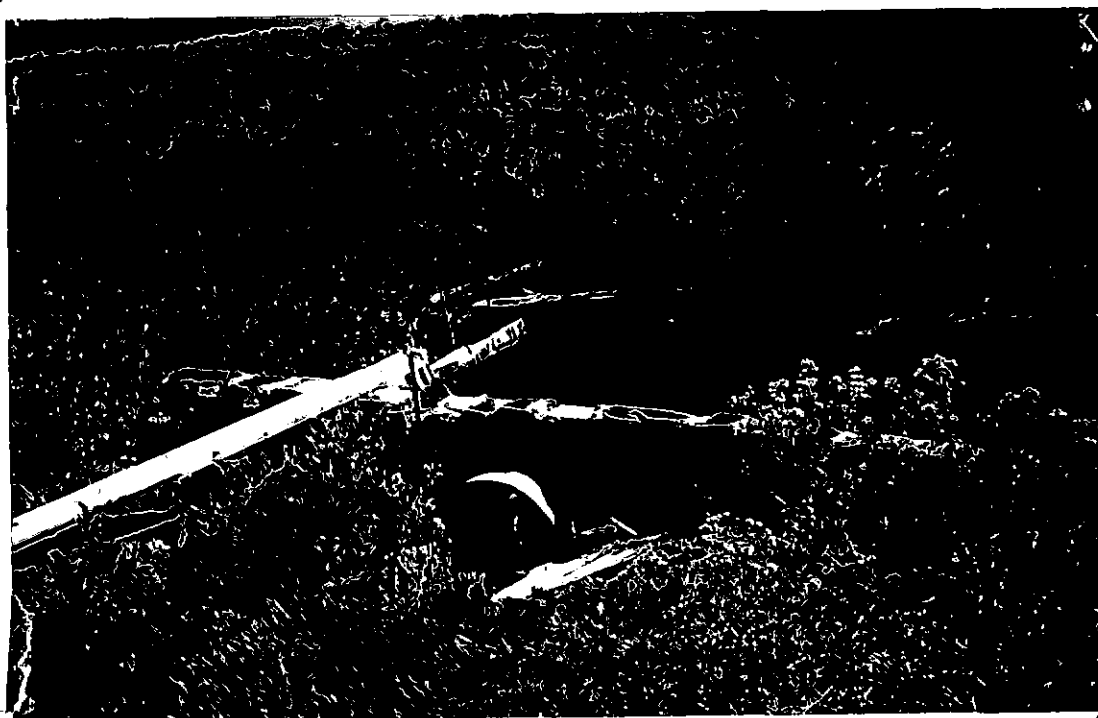
S27 looking west.

See map for location.



PICTURE #6

P/D#2 location
irrigates North side
NWSWSW, S26.



PICTURE #7

51-02031: FX 09-29-93.

Photo's by RDH. X-SEC FOR P/D#2

See map for location.



PICTURE #8

P/D#3 location,

irrigates south side.

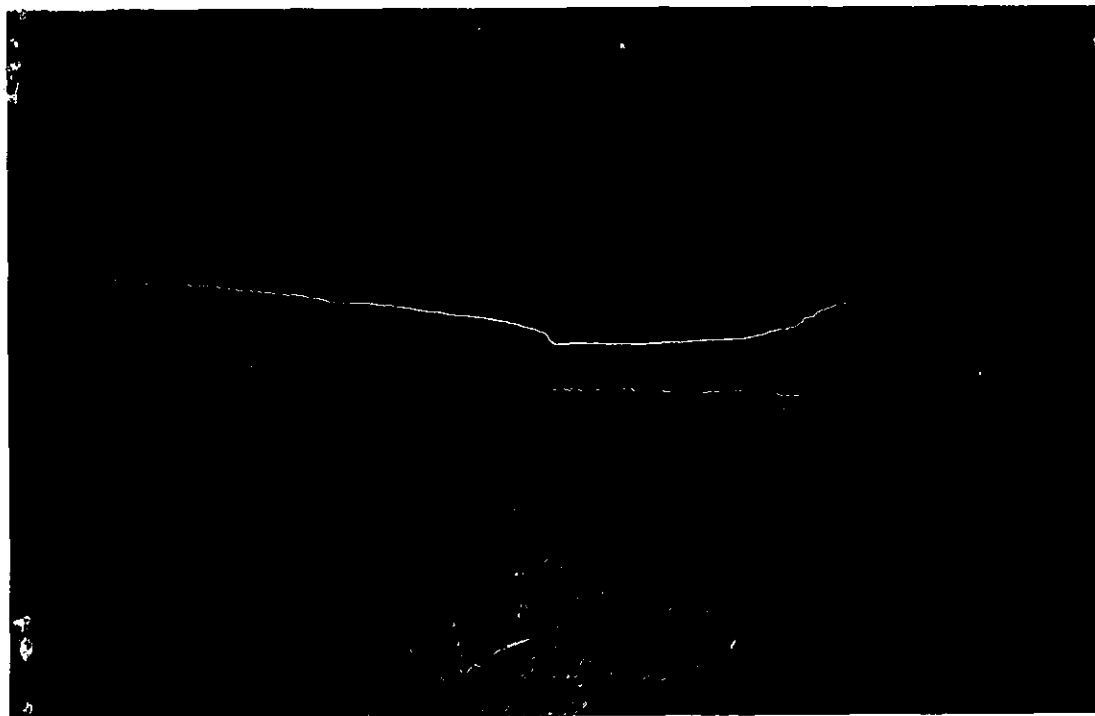
Conc. dam, 12" culvert NWSWSW, S26.



PICTURE #9

51-02031: FX 09-29-93.

Photo's by RDH. POU from
SWSW, S26, See map for location.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:07:08
09/28/93
40

PAGE: 13
PROFILE REPORT

CLAIM NUMBER: A51-04015

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THEODORE ROBERT TINDALL	04/01/1914	IRRIGATION	04-01 11-01	2.00 CFS	
C	LILLIAN TINDALL		STOCKWATER	01-01 12-31	0.16 CFS	
	HC85 BOX 169					
	BRUNEAU ID 83604					
	(208) 845-2281					
Water Source: MARYS CREEK				TOTAL DIVERSION: CONSUMPTIVE USE:		
Tributary to: SHEEP CREEK				2.00 CFS 200.0 AFA		
Point(s) of Diversion: T13S R05E S26 S27				Stage: STATUTORY CLAIM		
				OWYHEE County		
				OWYHEE County		

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
: Lt	: Ac	: Lt	: Ac	: Lt	: Ac	: Lt	: Ac
: 12	: 16	: 13	: 07	: 29	: 23	: 48.0	: 52.0
: 13S 05E 26	: 13S 05E 27	: 13S 05E 28	: 13S 05E 29	: 13S 05E 30	: 13S 05E 31	: 13S 05E 32	: 13S 05E 33
				TOTAL ACRES 100.0			

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

POU County: OWYHEE

Non-Irrigation Uses: S/700 RANGE.

Other Rights: NONE

Remarks: 2 P/D IN SWSW, S26, T13S, R5E.

Dates: Exam Made Date: Verified Date: 01/13/1986

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



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

August 1, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HALL, FRIENDLY & WARD
Attorneys At Law
340 East 2nd North
Mountain Home ID 83647

NOTICE OF CLAIM NOS.
A51-02031, A51-02228, A51-04015 & A51-04073

Dear Perce Hall,

1. **ATTACHED** are copies of the above referenced claims which reflects the **CHANGE IN OWNERSHIP** of the lands and appurtenant water rights covered by these claims.
2. 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.
3. If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Ron Howerton
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

CC: I E RANCHES L L C

9-27-93

FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER ASI-02031, ASI-02228, ASI-04015, ASI-04073

NAME OF CONTACT Bob & LILLIAN TINDALL

PHONE NO. 845-2281 ADJ. AGENT RON HOWERTON

DATE SET FOR EXAM 09-29-93

LOCATION MEET AT THEIR HOME; BRUNEAU Hwy OUT
OF BRUNEAU APPROX. 7 MILES. WHITE HOUSE ON
LEFT SIDE, WHITE BOARD FENCE. RANCH IS
35 MILES MORE FROM HOME, NR GRASSMERE.

Diverting at full rates? NO

Type of measuring devices? NONE

Places to make measurements? UNK /

Type of system? (pipeline, ditches) DITCHES - STAT. CLAIMS

How many laterals are used?

Length and size of mainline?

Size of Motor used for each P/D?

Estimate of depth to water?

Pressure at well?

Pressure at sprinkler head?

COMMENTS WILL NEED TO DO MANNINGS.

RECEIVED

MAR 4 1993

Department of Water Resources
Western Regional Office

AFFIDAVIT

I Robert Tindall STATE THAT MY PERSONAL KNOWLEDGE THAT THE USE OF IRRIGATION AND STOCKWATER USE FOR CLAIM NO. A51-04015 HAS BEEN USED SINCE THE DATE OF PRIORITY OF APRIL 1, 1914 OF THE FOLLOWING LANDS: T13S, R5E, SECTION 26, NESW, NWSW, SWSW, SESW AND IN SECTION 27, SWSE, SESE.

MY PERSONAL KNOWLEDGE OF THE IRRIGATION AND STOCKWATER USE IS THAT THIS RANCH WAS IRRIGATED AND STOCK WAS RAISED ON IT AS FAR BACK AS I CAN REMEMBER, WHICH IS APPROXIMATELY 1927.

I AM A NEPHEW OF ALFRED SMITH AND I WAS BORN AND RAISED A MILE AND A HALF UP THE CREEK FROM THIS RANCH.

MY PARENTS, CHESTER AND LEOTA TINDALL AND GRANDPARENTS, WILLIAM J. AND PAULINA TINDALL, HAVE TOLD ME ALFRED SMITH IRRIGATED AND RAISED HAY AND CATTLE ON THIS RANCH A LONG TIME BEFORE 1914.

Robert Tindall
(Signature)

Subscribed and sworn to before me this
day 13 of March, 1993.

David Campbell
(Notary Public)

Residing at Pinus Vale

My Commission Expires 1/13/97.

SEAL

RECEIVED

MAR 4 1993

Department of Water Resources
Western Regional Office

AFFIDAVIT

I Rosella Chambers STATE THAT MY PERSONAL KNOWLEDGE THAT THE USE OF IRRIGATION AND STOCKWATER USE FOR CLAIM NO. A51-04015 HAS BEEN USED SINCE THE DATE OF PRIORITY OF APRIL 1, 1914 OF THE FOLLOWING LANDS: T13S, R5E, SECTION 26, NESW, NWSW, SWSW, SESW AND IN SECTION 27, SWSE, SESE.

MY PERSONAL KNOWLEDGE OF THE IRRIGATION AND STOCKWATER USE IS

I was born in 1910 and lived 16 miles from the Alfred Smith family. I remember as far back as 1915 that Alfred Smith irrigated this ranch and cut hay for his cattle and horses.

I am a neice of Mrs. Alfred Smith and my folks spent a lot of time with the Smith family. They ran their cattle together in the months of June to December each year on the Humbolt National Forest. We also visited their place several times a year. We were there when they were haying in the summer and usually spent time during the holidays when they were feeding cattle from hay stacks on the ranch. I know the Smith ranch was irrigated from Mary's Creek waters before 1914 and hay was cut to feed their cattle.

Rosella E. Chambers
(Signature)

Subscribed and sworn to before me this

day 3rd of March, 1993

David Longwell
(Notary Public)

Residing at Denver, Idaho

My commission expires 1/10/83

RECEIVED

Copy for Ranger in charge

MAR 4 1993

APR 25 1914

S-9

Department of Water Resources
Western Regional Office

r. Alfred Smith
First

Tindall, Idaho
Ogden, Utah

Seventy two and 50/100

72.50

250

cattle

Emboldt

April 15

4

October 31

4

Cattle allotment

Merritt Creek and Salmon Basin

Crazing District # 2.

Alfred Smith

2 / 3 /

Boise 04171

4-1003.

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Boise, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Alfred Smith

has been established and duly consummated, in conformity to law, for the west half of the southwest quarter of Section twenty-six and the south half of the southeast quarter of Section twenty-seven in Township thirteen south of Range five east of the Boise Meridian, Idaho, containing one hundred sixty acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described: TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the SEVENTH day of MARCH In the year of our Lord one thousand nine hundred and FOURTEEN and of the Independence of the United States the one hundred and THIRTY-EIGHTH.

By the President:

Woodrow Wilson
By M. K. Guleck, Assistant Secretary,

L. C. Lamar
Recorder of the General Land Office.

RECORDED: Patent Number 390530

INDEXED

COMPARED

16.
Patent
United States
to
Alfred Smith
Patent 17 March 7, 1914.

STATE OF IDAHO, } ss.
Cassia County.

Filed for record this 6 day
of May 1914
at 9:05 o'clock A.M., at
request of
Alfred Smith
and recorded in Book 1 of
page 21, of the records of said County.

EX-OFFICIO RECORDER.

By _____ Deput.
Fees, \$ 1.00

552

OWYHEE

OUTPOST

A PUBLICATION OF
THE OWYHEE HISTORICAL SOCIETY



MURPHY, IDAHO

MAY 1985

No. 16

William was apparently a farmer at heart, preferring to raise a garden and orchard. After the failure of the sheep business, the Tindalls became involved with cattle, even though William did not like to ride horseback. Son Arthur had left home when he was 17 years old so much of the riding and ranch work fell to Elta and Flora. They also did most of the laundry and made cheese from the few dairy cows which was sold to bring in extra money. Dorothy still recalls that side saddles were purchased for her two oldest sisters as they did most of the work. The rest of the children rode bareback or with a surcingle.

The 1896 Assessment Roll shows that William was taxed on "2 horses and 15 cattle." By 1904 that had grown to "200 stock cattle, 4 milch cattle, 6 work horses and 5 swine;" and in 1908, "275 stock cattle, 3 milch cows, 15 stock horses, and 6 work horses." Son Chester had become active in the cattle business about 1901 when he was 15 years old, although his first appearance in the Assessment Roll was not until 1909 when he was taxed on "40 stock cattle." Chester would be primarily responsible for the growth of the Tindall ranch to near its present size.

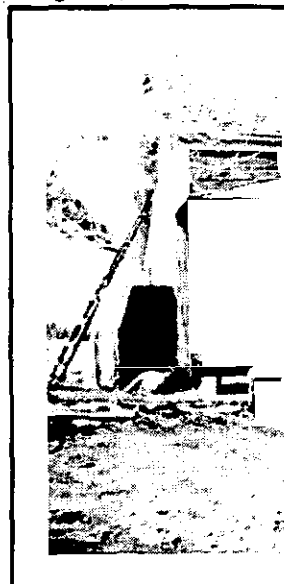
In 1907 William was named postmaster for Tindall, a position he held until the post office was closed in 1936. He served the JP area, as well as the other ranchers along Mary's Creek. Daughter Dorothy recalls that the family always looked forward to seeing their neighbors come for the mail since it meant a time to catch up on the latest news. Prior to 1907 the Tindalls had to go a distance of six miles for their mail. A wooden box was placed at Nit Creek on the stage road which ran from Bruneau to Riddle and it was Dorothy's job to take mail there for pick up and bring home anything that had been left for them.

There were few neighbors in the early years. The Dunning family at Wickahoney is remembered as the closest neighbors and friends. Several times each year, the two families would get together for visits of two or three days. Being 15 miles away, Wickahoney was also an overnight stopping place whenever William made the nine-day trip to Mountain Home for supplies. When William filed his homestead papers in 1906, his witnesses were Dow Dunning and Gabriel Bengoeshea, a nearby sheep rancher. Other early neighbors were: Scottish bachelor John Peters who lived in a log house about one mile down Mary's Creek; Alfred and David Smith, brothers from Scotland who also lived in a log home about two miles down Mary's Creek; Fred Krouse on Sheep Creek; and the Eastmen's on Sheep Creek.

A somewhat later neighbor was Dan Wallis, who lived on a small homestead (patented in 1913) about four miles down Mary's Creek. He had come to the area with a herd of angora goats from Jarbidge, where he had run into trouble with some of the local cattlemen. Wallis sold the goats shortly after arriving on Mary's Creek and went into the cattle business on a limited scale. His neighbors were forced on two different occasions to have him committed to the insane asylum, but he always returned home after a time of rest and recuperation. On September 22, 1930, he went crazy for a third and final time. He left his cabin, went by the Smith ranch (owned by Arthur Tindall at that time), then continued up the creek to the Tindall ranch, allegedly to shoot them. He may have held

a grudge against Ch furnished the car whi to the asylum on one Arnott, who was w Smith ranch, had w dalls and they were time Wallis arrived. a somewhat destructi tried to break intoi was shot and killed by

About 1904 or took her two oldest to keep them from involved with severa boys. Dorothy recall was her job to ride to pick up the mail, she love letters between older sisters and the parents felt was un married and spent t of her life in the East, daughter, Thelma, lat



Joe and Flora (Tindall) Ra

to Idaho where she ta her mother returned t liff. They built a tw from the home ranch. The Ratliffs had one s

Arthur Tindall marr Alvin and Rosella. T

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years. The Dunning family at Mary's Creek and friends. Several times together for visits of two or three days. Money was also an overnight and a nine-day trip to Mountain View to get the homestead papers in 1906, and Bengoeshea, a nearby sheep ranch. John Peters who lived at Mary's Creek; Alfred and David lived in a log home about two miles up Mary's Creek; and the Eastmen's

Wallis, who lived on a small homestead down Mary's Creek. He had come from Jarbidge, where he had been a teamster. Wallis sold the goats and went into the cattle business and died on two different occasions. Wallis died in a lumber mill, but he always returned home. On September 22, 1930, Wallis left his cabin, went by the river (at that time), then continued up the river to shoot them. He may have held

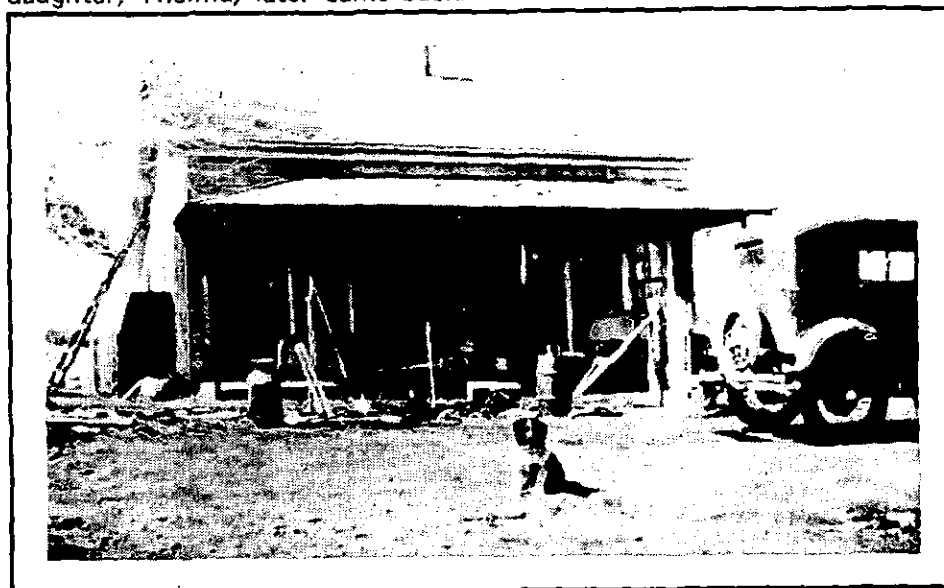
a grudge against Chester since he furnished the car which took Wallis to the asylum on one occasion. Ed Arnott, who was working at the Smith ranch, had warned the Tindalls and they were hiding by the time Wallis arrived. After going on a somewhat destructive rampage, he tried to break into the house and was shot and killed by Arnott.

About 1904 or 1905, Paulina took her two oldest daughters east to keep them from becoming too involved with several local cowboys. Dorothy recalls that since it was her job to ride to Nit Creek to pick up the mail, she also delivered love letters between one of her older sisters and the cowboy their parents felt was unsuitable. Elta married and spent the remainder of her life in the East, although one daughter, Thelma, later came back.



Dan Wallis.

Photo: Dorothy Tindall Cahalan



Joe and Flora (Tindall) Ratliff home.

Photo: Bill Tindall

to Idaho where she taught school, married, and raised a family. Flora and her mother returned to Mary's Creek, and in 1907 Flora married Joe Ratliff. They built a two-story frame house about a mile up Mary's Creek from the home ranch. The house is still standing, although in bad repair. The Ratliffs had one son.

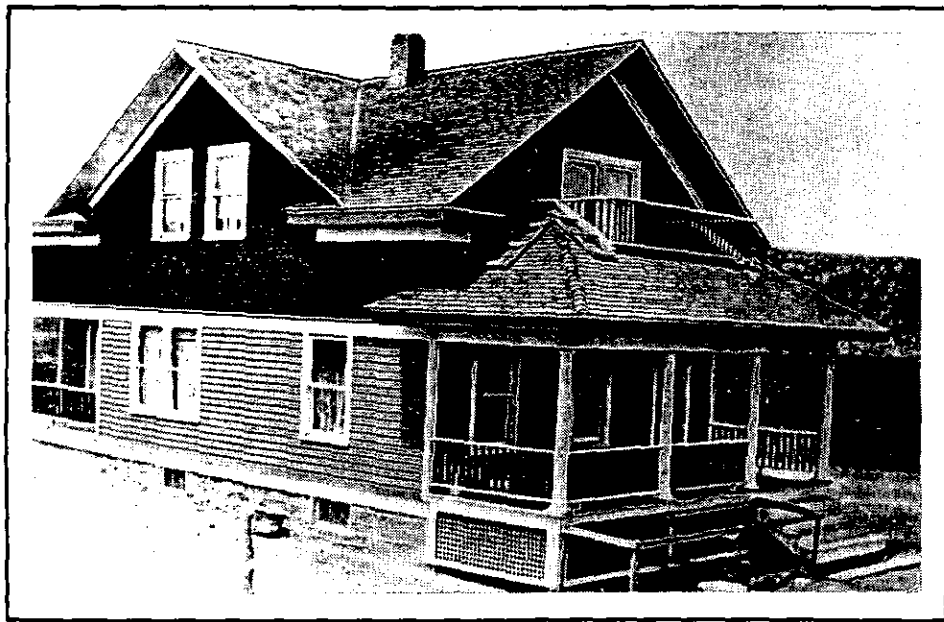
Arthur Tindall married Ada Martin in 1907 and they had two children, Alvin and Rosella. They returned to the Mary's Creek area and Arthur



Frances (Tindall) and Alfred Smith in front of their home on Mary's Creek.

Photo: Dorothy Tindall Cahalan

bought a number of small homesteads on which he ran a cattle operation along side his father and brother, Chester. In 1913, Arthur purchased Wickahoney from the Dunnings. Frances Tindall married neighbor Alfred Smith in 1907 and they set up housekeeping at his ranch below her parents. About 1916, they had a large, two-story frame house built.



The Tindall house built in 1916.

Photo: Dorothy Tindall Cahalan

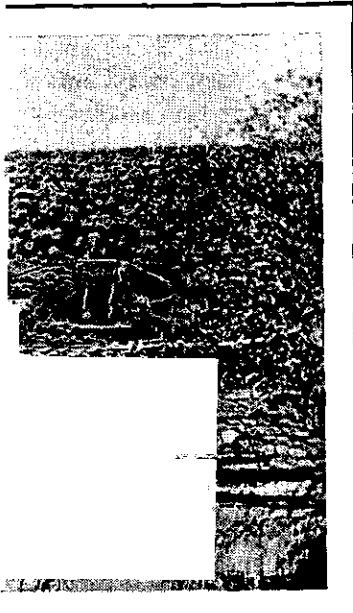
This house is still standing, Frances died in 1922 of tuberculosis. Alfred sold the ranch with his three sons, and died later returned to Mary's Creek for a time.

Mabel Tindall married George two daughters, Ellen and Mabel a number of years so the girls had a large two-story frame house and had ample room for the daughters and was partially prefabricated located in town, would need servants. This house is still standing. Mabel died in 1929, and in 1929 Kenzie. They and their family the freight and mail stage that Tindall attended Albion and maintained a first grade teaching were Opaline, Tindall (at two married Walt Cahalan in 1929).

Chester Tindall married Lela June 24, 1915. Her parents Her father worked as a rancher at Glenn's Ferry, where Leota home was at the Parker place. Chester had purchased the place he built a rock house and built the house; instead, they always Chester also homesteaded a place. "It was located just town and they spent the first few places. Their family would (1920), Bob (1921), Jim (1929).

William and Chester ran the ranch did all the riding and related and 1930s, he began to add ranches to his operation. Chester in 1920, in part so that they also added, among others: (1929), where son Bill and Wallis homestead (1937); a Bill's brother, Bob, purchases are now operated by Bill Tindall family includes Bettie.

William Tindall died at Mountain Home in 1939. He is buried beside two of their children his father's cattle operator



Home on Mary's Creek.

Photo: Dorothy Tindall Cahalan

which he ran a cattle operation. In 1913, Arthur purchased the ranch. Alfred Tindall married neighbor Alfred Tindall at his ranch below her two-story frame house built.

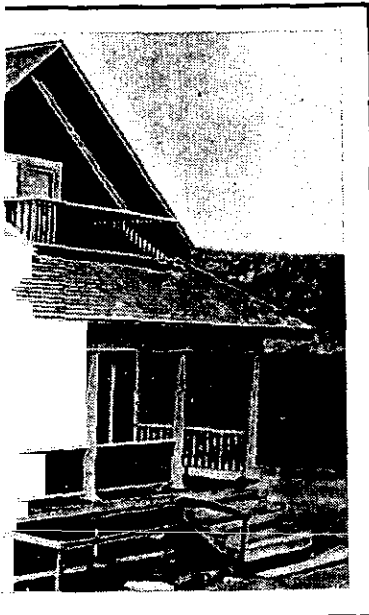


Photo: Dorothy Tindall Cahalan

This house is still standing, along with many of the earlier buildings. Frances died in 1922 of tuberculosis and was buried in the Tindall family cemetery. Alfred sold the ranch to Arthur Tindall, returned to Scotland with his three sons, and died there. Two of the sons, Angus and Clyde, later returned to Mary's Creek, bought the ranch back, and lived there for a time.

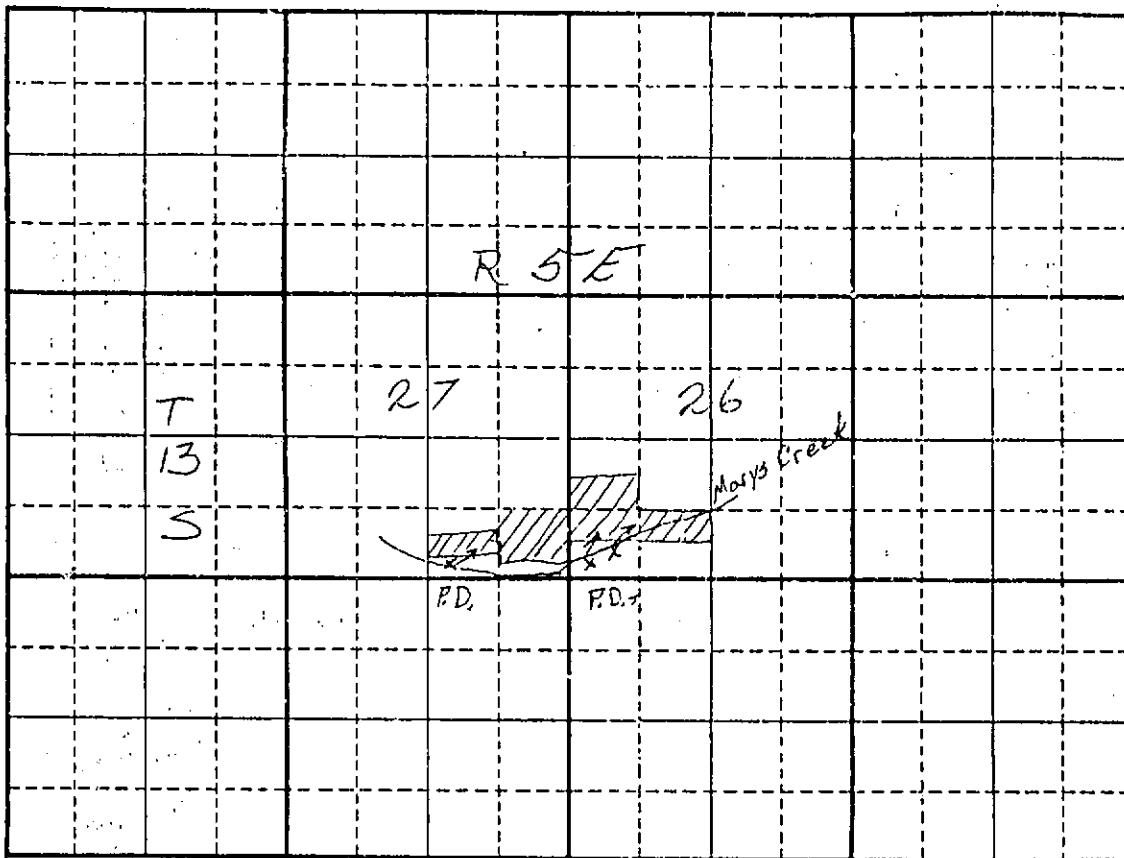
Mabel Tindall married George MacKenzie in 1917 and they and their two daughters, Ellen and Marie, lived with William and Paulina for a number of years so the girls could attend school. The Tindalls had had a large two-story frame house built on top of the rocky knoll about 1916 and had ample room for the two families. The house was built by carpenters and was partially prefabricated. It had a back stairway which, if located in town, would undoubtedly have been restricted for use by servants. This house is still standing and is known as the home ranch. Mabel died in 1929, and in 1935, Edith Tindall married George MacKenzie. They and their family lived in Mountain Home where George ran the freight and mail stage that went to Mountain City, Nevada. Dorothy Tindall attended Albion normal school, as had Mabel and Edith, and obtained a first grade teaching certificate. Among the schools she taught were Opaline, Tindall (at two different locations), and Wickahoney. She married Walt Cahalan in 1928 and they had one daughter.

Chester Tindall married Leota Elizabeth Herron in Elko, Nevada, on June 24, 1915. Her parents had come to Idaho from Chadron, Nebraska. Her father worked as a railroad engineer and later owned a store in Glenn's Ferry, where Leota was born in 1889. Chester and Leota's first home was at the Parker place, about ten miles south of the home ranch. Chester had purchased the property in 1914 from Bill Parker. Although he built a rock house and barn, Chester and his family never moved into the house; instead, they always stayed in the log cabin Parker had built. Chester also homesteaded a ranch which Leota nicknamed, "Dew Drop Inn." It was located just two miles from the northern border of Nevada and they spent the first five years of their marriage between the two places. Their family would include Bill (1916), Ethel (1918), Chet (1920), Bob (1921), Jim (1922), and Bess (1923).

William and Chester ran separate cattle operations, although Chester did all the riding and related work for both outfits. During the 1920s and 1930s, he began to add many of the original, small homesteads and ranches to his operation. Chester and Leota purchased the Ratliff ranch in 1920, in part so that they would be close to the Tindall school. He also added, among others: the Bengoeshea ranch (1927); Sam Hart ranch (1929), where son Bill and his wife, Margaret Binggeli, now live; Dan Wallis homestead (1937); and a number of northern Nevada homesteads. Bill's brother, Bob, purchased the Smith and Peters ranches in 1948. Both are now operated by Bill and Margaret's oldest son, Eugene. The Bill Tindall family includes Betty, Eugene, David, and Kenneth.

William Tindall died at the ranch in 1937 and his wife, Paulina, in Mountain Home in 1939. Both were buried in the Tindall family cemetery beside two of their children, Harold and Frances. Chester took over his father's cattle operation, which he ran until his death in 1951. He was

(B) Remarks 2 points of diversion in SWSW Sec 26 T13N R5E



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 7 day of Sept, 19 78.

William Robert Kirkell
(Claimant)

David R. Tully
Notary Public
Residing at Boise, Id

My commission expires Sept 10, 1980

FOR DEPARTMENT USE ONLY

Received by CL Date 9/27/78 Exception filed by: _____ Date _____
Prelim. check by CL Date 9/27/78 Forwarded to claimant by: _____ Date _____
\$20.00 fee received by CL Date 9-27-78
Published in Owyhee Register
Dates 9-21 + 28, 1978



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

January 28, 1993

Re: Claim No(s). A51-04015

CECIL D. ANDRUS
GOVERNOR

A51-04073

R. KEITH HIGGINSON
DIRECTOR

THEODORE ROBERT TINDALL
LILLIAN TINDALL
HC 85 BOX 169
BRUNEAU ID 83604

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1993, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office