

This map copied from the
"GRASMERE, IDAHO"
USGS 7.5" Topo Map

Water Right No. 51-04091

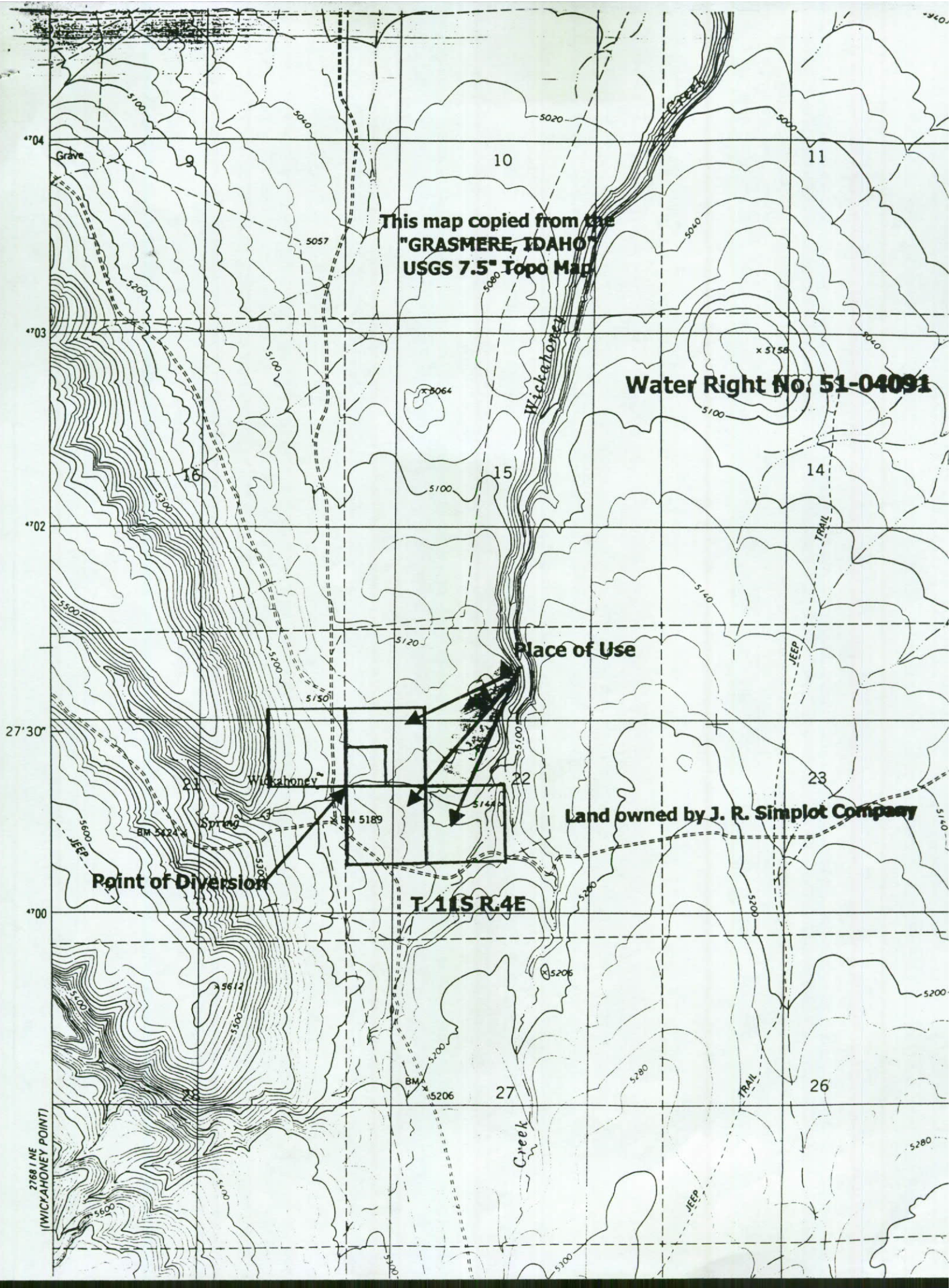
Place of Use

Land owned by J. R. Simplot Company

Point of Diversion

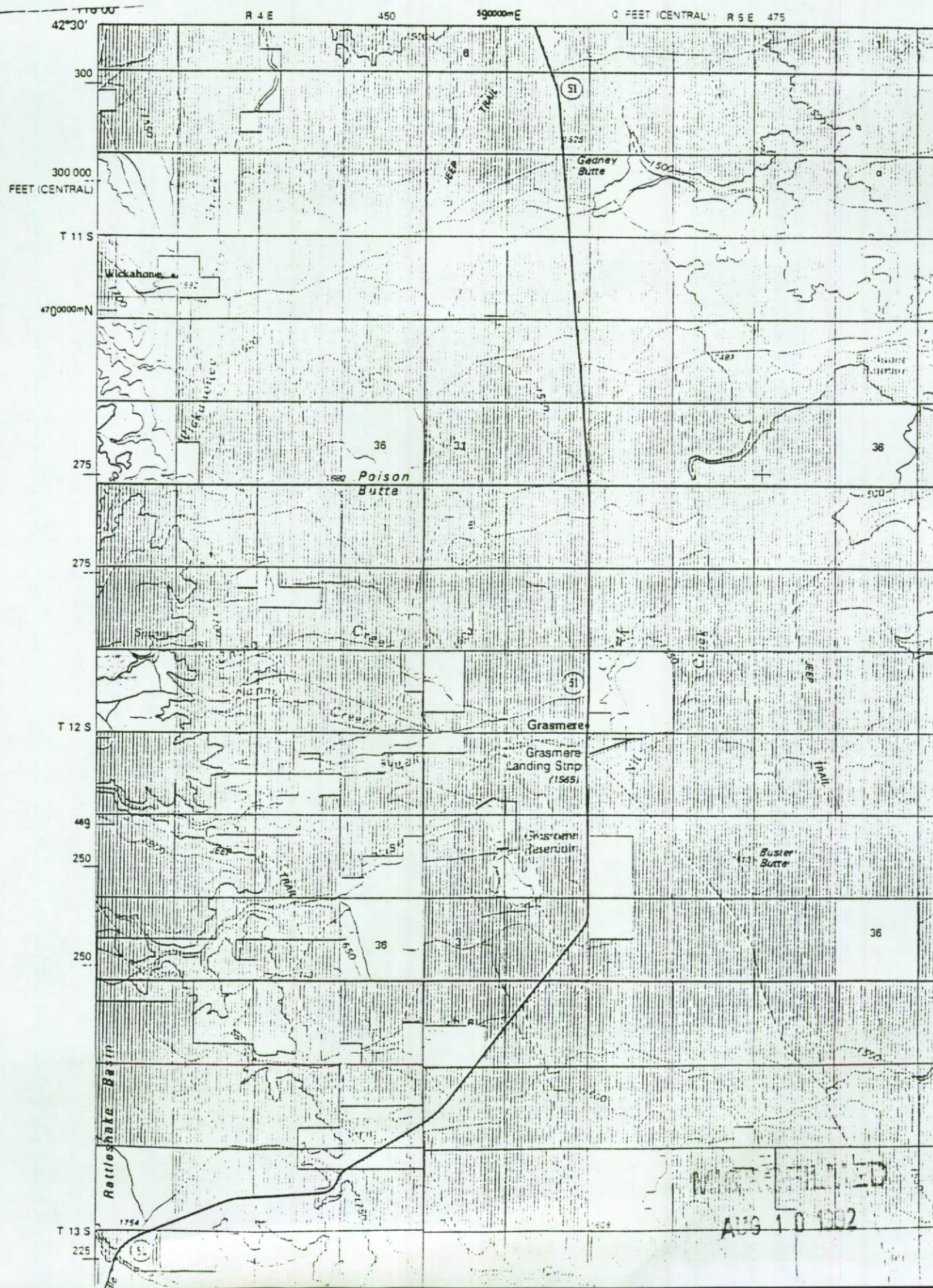
T. 11 S. R. 4 E

2768 1 NE
(WICKAHONEY POINT)



ExDoc 311#8

ExDoc S 11 #8



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



116°00' 42°30' 583000mE 584 585 57'30" 586

4705000mN

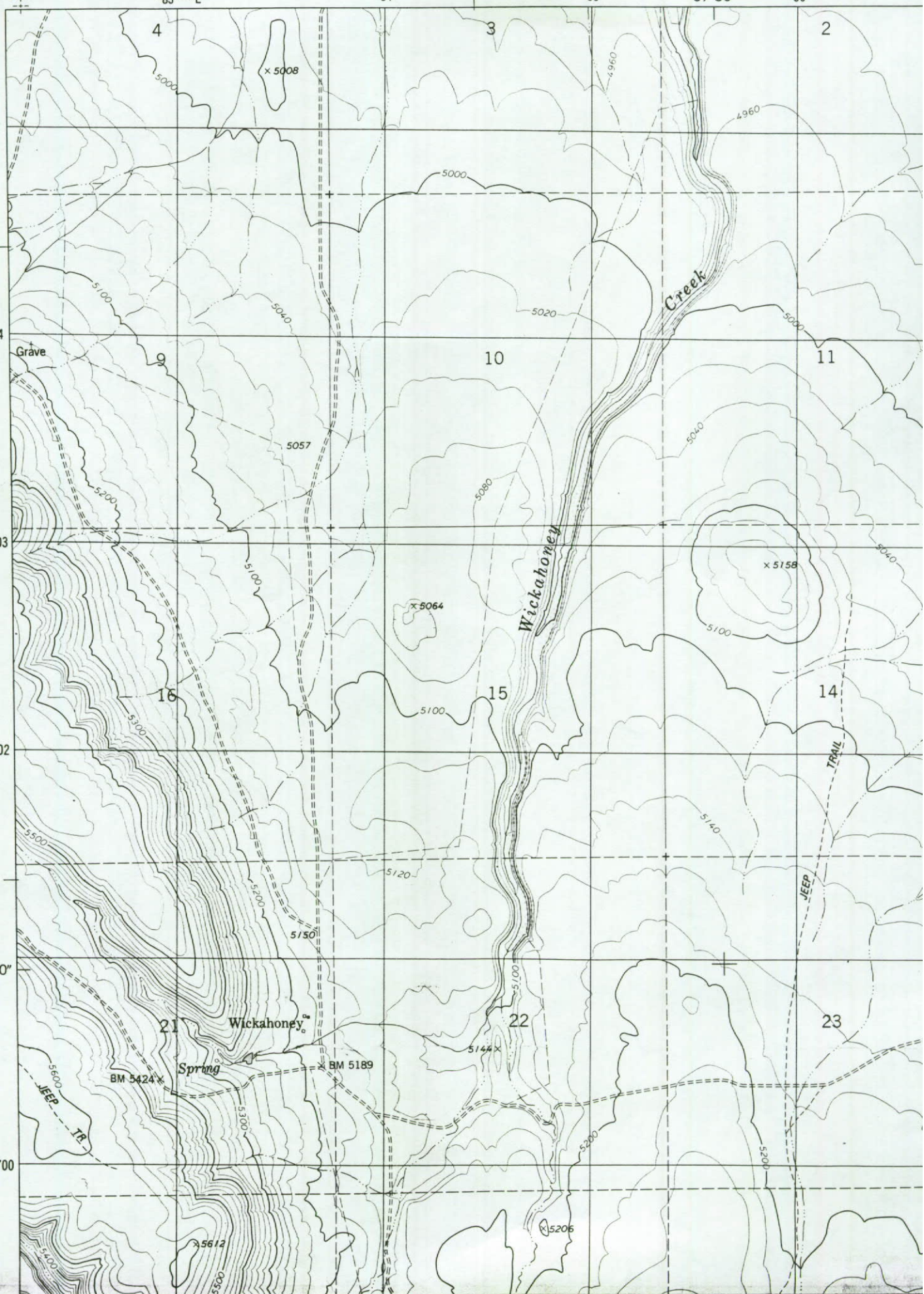
4704

4703

4702

27'30"

4700



Idaho Dept of Water Resources

T11S, R04E, S 22
Claim No(s): 51-04091
Claimant(s): JR Simplot Co
Prepared by : Sue Bock
Date: 07/16/1999



Place of Use



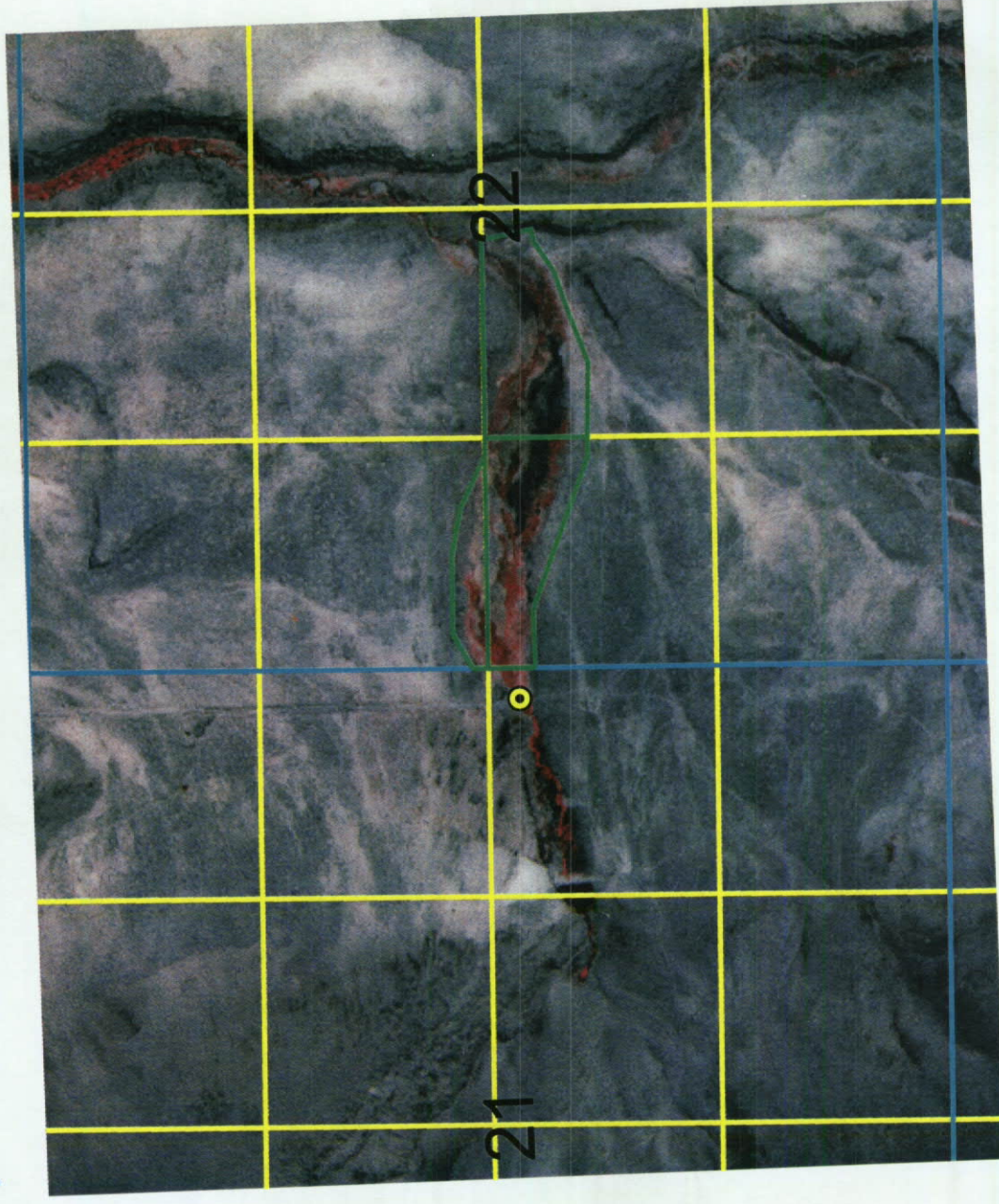
Point of Diversion



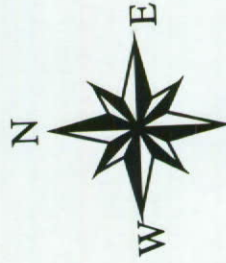
1/4 1/4 lines

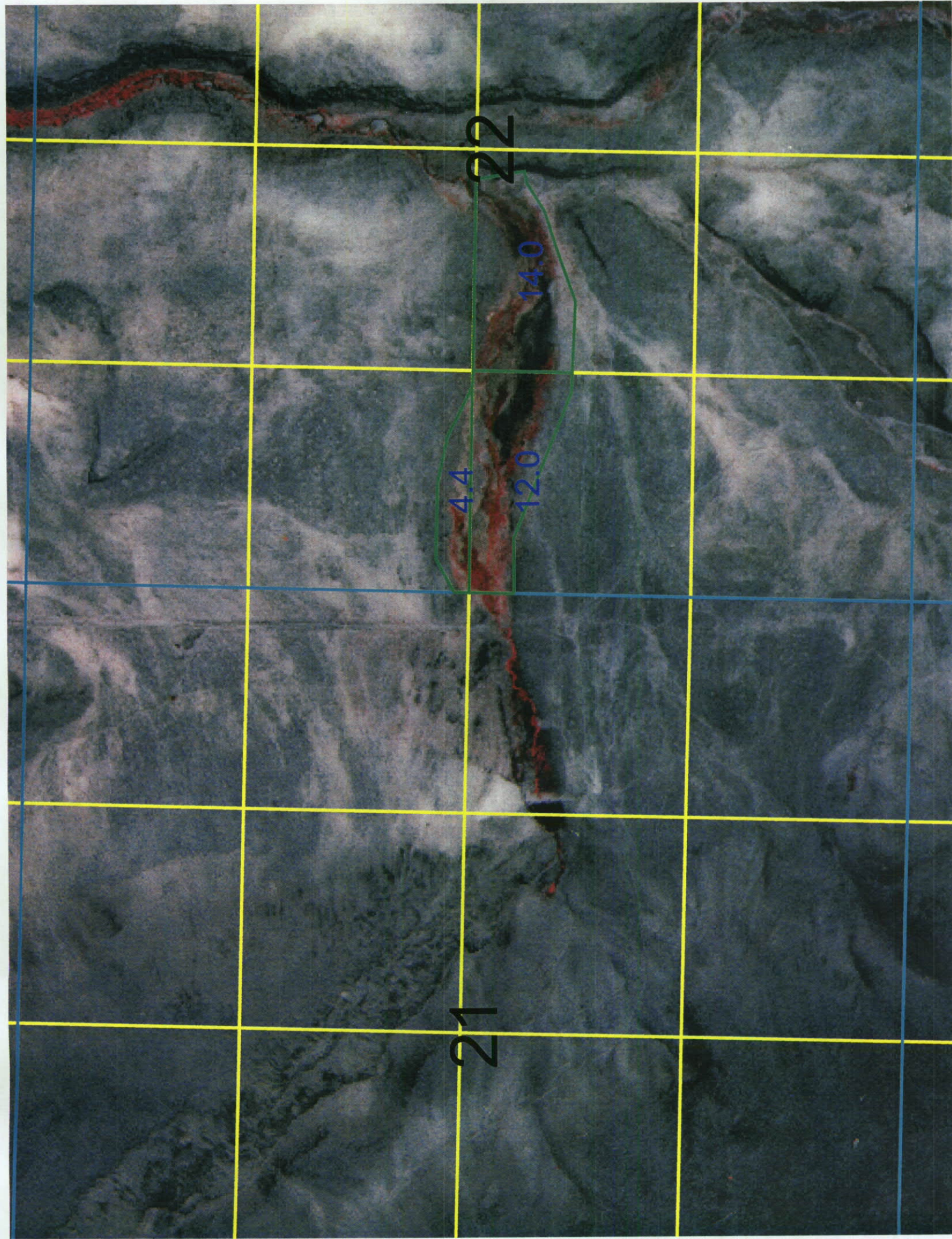


Section Lines



1987 NAPP Photo





S.B. 7/7/99 w/ Frank Bachman



Facing West
Pond From
Wickahoney Sp.



Old ditch no
longer used.
to the N. of
the Spring

7/7/99 SB w/Frank Bachman



Facing W. Stream Coming
down from Spring



POD, in need of
being fixed. Point
being recommended.

7/7/99 S.B. w/ Frank Bachman



Wickahoney Creek Facing
E. Year round flow about
the same.



Creek Flowing through
"irrigated" area.



"irrigated acres"
Facing E
up to "Canyon"

CLAIM AS1-04091 INIT 177
 T. R. S. Q/Q
 P/D 115 04E 21 NWSE
 SCALE 1:100,000
 PHOTO ID. BL7 DATE 1989

Blue = IDOL
 Orange = BL7

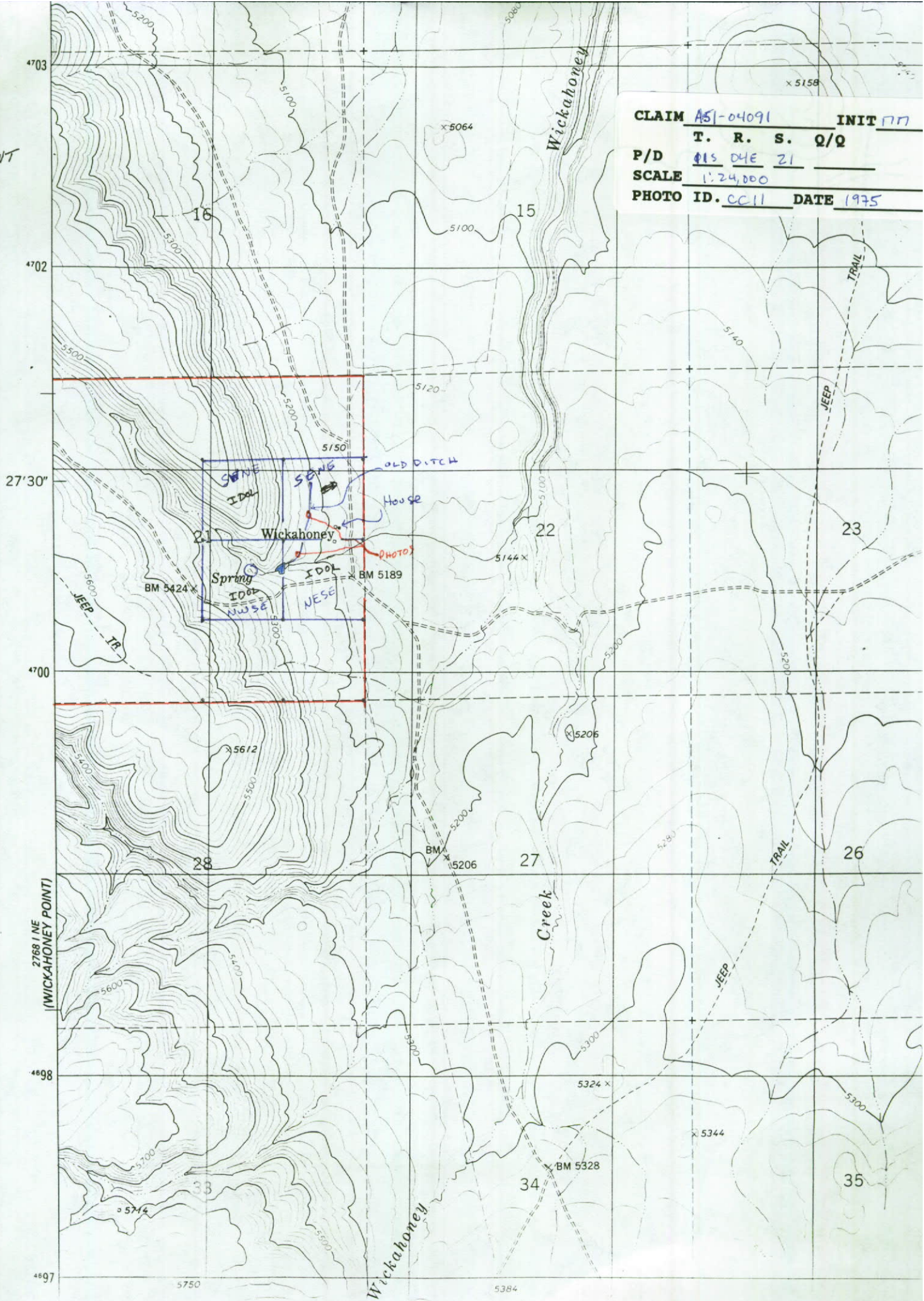
ATTACHMENT D

SHEEP CREEK, IDAHO



Attachment

E





PHOTOGRAPHER AND DATE OF PHOTOS T. J. WICKUCCI 11/04/1993

FILE NO. A51-04091 T115 R04E S.21 NENWSE



① PVC pipe outlet
from Spring
Discharges to
natural
channel.



② Spring area.
Pipe & plastic
barrel are part
of BLT project
(51-07092)



PHOTOGRAPHER AND DATE OF PHOTOS MM Minicucci 11/04/1993, 04/24/1995

FILE NO. A51-04091 T115 R04E S.21



③ Old ditch in
SENE, west of
the house.

Shallow,
unmaintained

Photo taken

11/04/1993

Looking north



④ Same ditch as
above, taken in
NESE, closer
to the pond.

Photo taken 04/24/1995

Looking north



PHOTOGRAPHER AND DATE OF PHOTOS W. W. W. W. W. 11/04/1993, 04/24/1995

FILE NO. AS1-04091 TUS ROGE S.21



⑤ ~~Claimed for~~
~~compared to~~
Possibly
(probably) old
POW, but not
claimed POW.
11/04/1993



⑥ Blown out
ditch near
pond. NESE

COPY

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: R51-04091

Date Received:

Receipt No: _____

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JR SIMPLOT CO 208-336-2110
Address: PO BOX 27
BOISE ID 83707

2. Date of Priority: JAN 1, 1880

3. Source: WICKAHONEY SPRING Trib. to: WICKAHONEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	04E	22	SW	SW	NW		OWYHEE

5. Description of diverting works:
DITCH & RES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		
STOCKWATER	01/01	12/31	0.460		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	04E	22	SW	NW		IRR	4.0
			NE	SW		IRR	13.0
			NW	SW		IRR	22.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	39.0
					Total Acres	39.0

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:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 1 Map

For Organizations:

I do solemnly swear or affirm that I am Secretary of J. R. Simplot Company, that I have signed the foregoing document in the space below as Secretary of J. R. Simplot Company and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized AgentSecretary
Title and Organization3-30-99

Date

State of Idaho

County of

Ada

) SS.

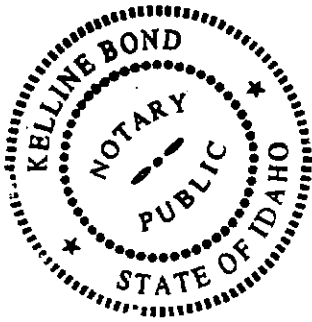
Subscribed and sworn (or affirmed) before me this 30th dayof March 19 99Kelline Bond
Notary Public

Seal

Residing at

Böse, Idaho

My Commission Expires

10-13-04

This map copied from the
"GRASMERE, IDAHO"
USGS 7.5" Topo Map

Water Right No. 51-04091

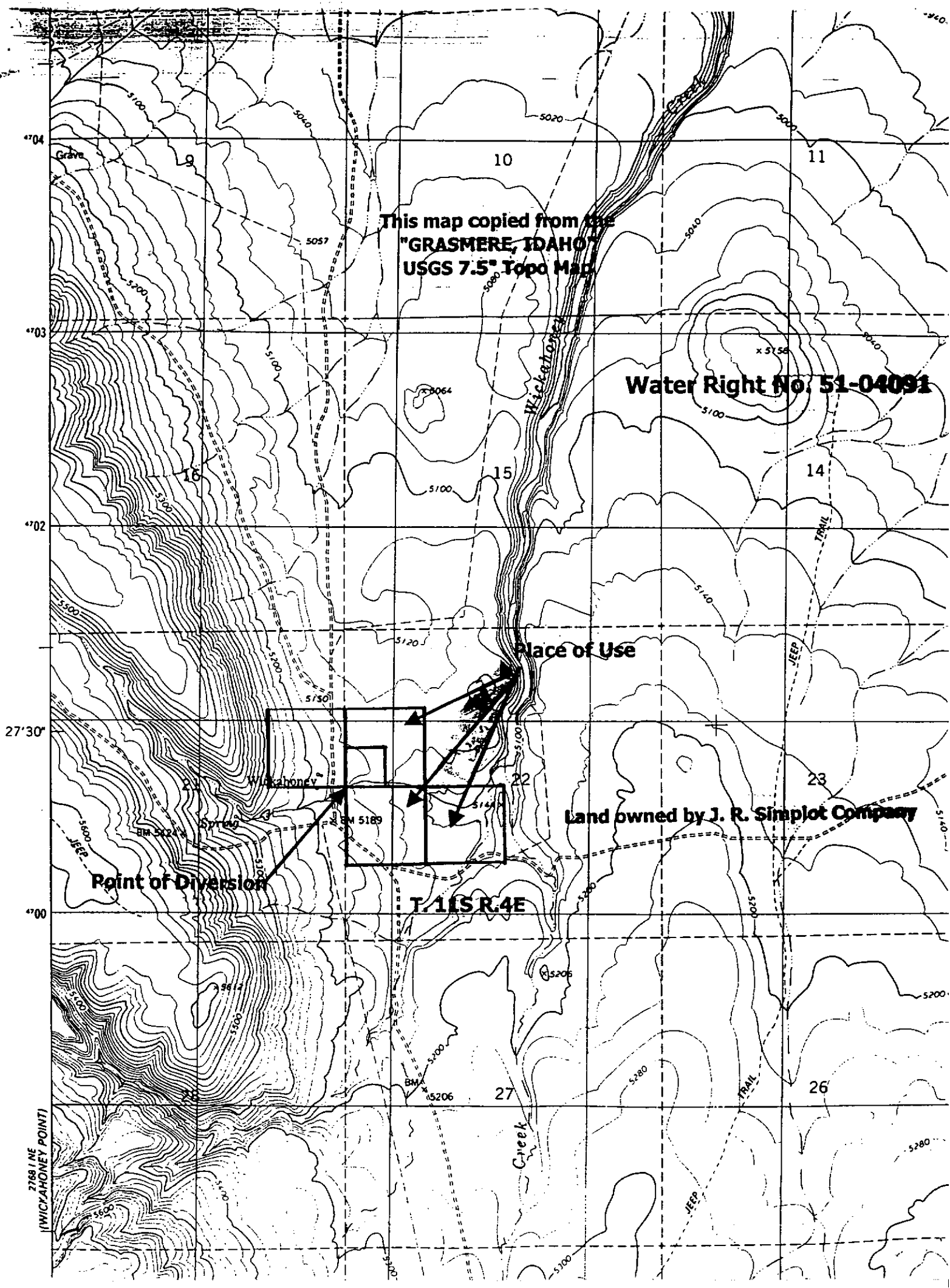
Place of Use

Land owned by J. R. Simplot Company

Point of Diversion

T. 11 S. R. 4 E

2768' NE
(WICKAHONEY POINT)



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: A51-04091
Date Received: 3/1/89
Receipt No: C005642
Received By: Y

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SIMPLOT LIVESTOCK CO.
Address: P.O. BOX 27
BOISE, ID

83707

2. Date of Priority: JAN 01, 1880

3. Source: WICKAHONEY SPRING

Trib. to: WICKAHONEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	04E	21	NW	SE			OWYHEE

5. Description of diverting works:
DITCH & RES.

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	0.460		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is 80.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/2000 HEAD CATTLE, D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	04E	21	NW	SE		STOCK	

A51-04091

Page 1

Date: 02/17/89

MICROFILMED
AUG 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	04E	21	NW	SE		DOMEST	
			NW	SE		IRR	40.0
					Section Acres		40.0
					Total Acres		40.0

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:

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 Map

For Organizations:

I do solemnly swear or affirm that I am _____ Secretary _____ of _____ Title _____ of _____ Organization _____, that I have signed the foregoing document in the space below as _____ Secretary _____ of _____ Title _____ of _____ Organization _____ and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Secretary, Simplot Livestock Co.
Title and Organization

2-28-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of February 19 89

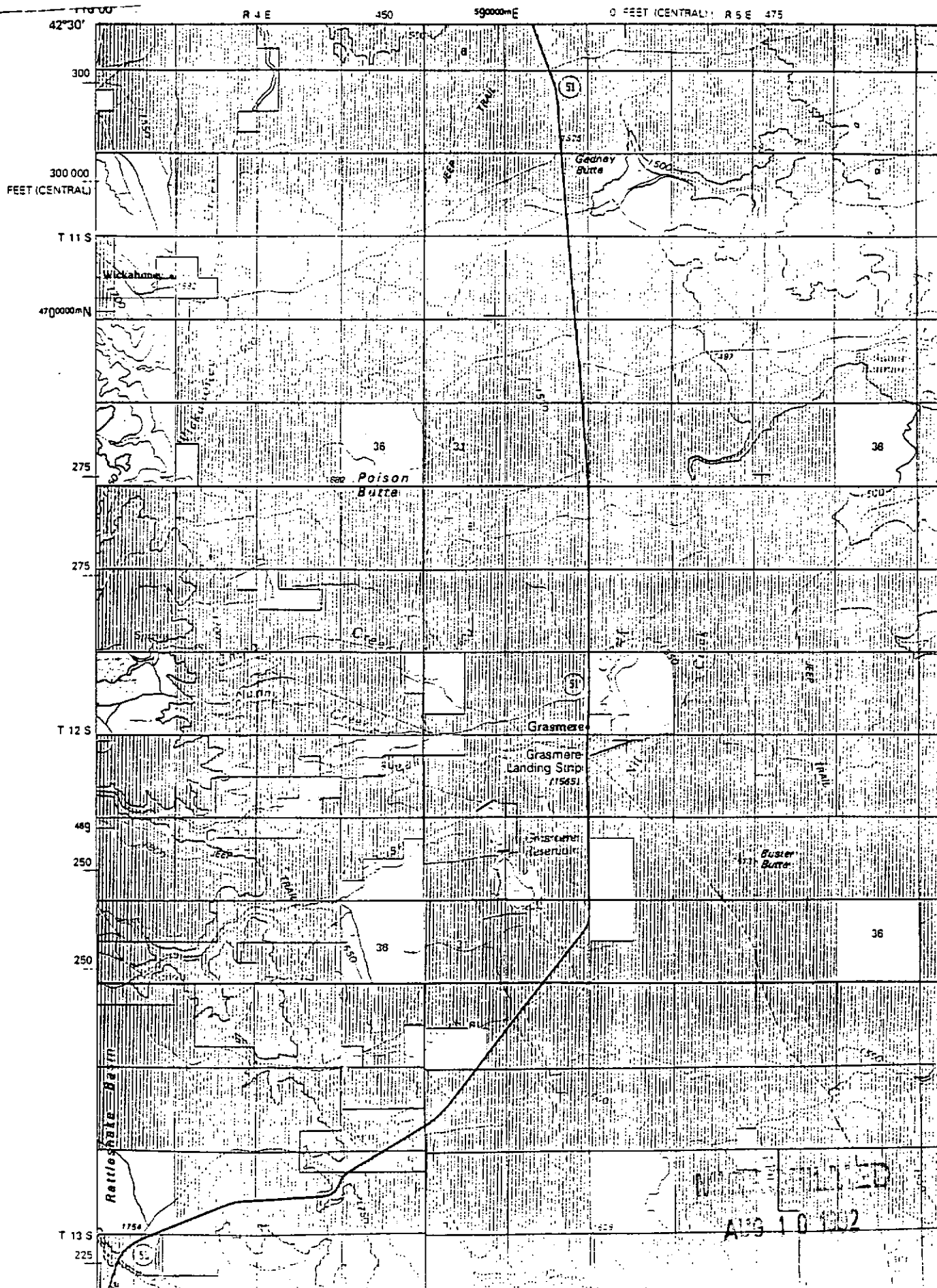
[Signature]
Notary Public

Seal

Residing at Meridian, Idaho

My Commission Expires 11-06-91

ExDoc S 11 #8





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

November 8, 1993

R. KEITH HIGGINSON
DIRECTOR

FRANK BACHMAN
SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE ID 83707

RE: Snake River Basin Adjudication Claims:

A51-00093	A51-02017	A51-02018	A51-02033
A51-02057	A51-02064	A51-02079	A51-02090A
A52-04008	A51-04090	A51-04091	

*deleted
from Final
version*

Dear Mr. Bachman:

IDWR's initial investigation of the Notices of Claims listed above indicates that there have been changes in various aspects as described below for each claim.

A water right owner who has made a change in use of a water right prior to commencement of the SRBA without prior IDWR approval may claim the change in the SRBA. IDWR may recommend a right as changed, however, only if the change meets certain requirements. One of those requirements is that the change not result in injury to other water rights, or that the change be conditioned to prevent injury to other water rights.

As per our conversation of October 29, 1993, in my office, I am sending a list to you of the claims and the documentation that is required for the above-referenced claims. This documentation must be received in this office by November 19, 1993.

A51-00093: The claimed place of use for this decreed right, Twp. 13S, Trout Cr. Rge. 04E, Section 33, NE 1/4 NE 1/4, is not one of the places of use which was decreed for this right.
Required document(s): (1) Evidence of the date of change in the place of use.

A51-02017: Licensed point of diversion:
Nit Creek Twp. 13S, Rge. 04E, Section 2, SW 1/4 SE 1/4
Twp. 13S, Rge. 04E, Section 11, NW 1/4 NE 1/4
Claimed point of diversion:
Twp. 13S, Rge. 04E, Section 1, SW 1/4 SW 1/4

A51-02017 Licensed nature of use:
(con't) Irrigation and domestic
 Claimed nature of use:
 Stockwater

Required Document(s): (1) Evidence of the date of change in the point of diversion; (2) Evidence of the date of change in the nature of use.

A51-02018: Licensed point of diversion:
Spring Twp. 13S, Rge. 04E, Section 1, SW 1/4 SW 1/4
 Claimed point of diversion:
 Twp. 13S, Rge. 04E, Section 1, SE 1/4 SE 1/4

Licensed nature of use:
Irrigation and domestic
Claimed nature of use:
Stockwater

Required Document(s): (1) Evidence of the date of change in the point of diversion; (2) Evidence of the date of change in the nature of use.

A51-02033: This claim is for a lapsed permit. You indicated during our
Wickahoney conversation that you would withdraw the claim.
Creek

Required Document(s): (1) Signed and dated Request for Withdrawal Form (enclosed).

A51-02064: Licensed nature of use:
Brush Creek Irrigation and domestic
 Claimed nature of use:
 Stockwater

Required Document(s): (1) Evidence of the date of change in nature of use.

A51-02057: Licensed nature of use:
Alder Creek, Irrigation
Rattlesnake Claimed nature of use:
Spring Stockwater

Licensed place of use:
Twp. 16S, Rge. 05E, Section 25, E 1/2 SW 1/4
Claimed place of use:
Twp. 16S, Rge. 05E, Section 25, SE 1/4 SW 1/4
Twp. 16S, Rge. 05E, Section 26, NE 1/4 SE 1/4

Required Document(s): (1) Evidence of the date of change in the nature of use; (2) Evidence in the date of the addition of Section 26, NE 1/4 SE 1/4 as a place of use.

A51-02079: Licensed nature of use:
Unnamed Irrigation
Stream, Claimed nature of use:
Spring Stockwater

Licensed source:
Unnamed stream
Claimed sources:
Unnamed stream; spring

You indicated during our conversation that there is stockwater use in Section 14, NE 1/4 NE 1/4. This place of use was not included in the license.

Required Document(s): (1) Evidence of the date of change in nature of use; (2) Evidence of date of addition of the spring as a source; (3) Evidence of the date of the addition of Section 14, NE 1/4 NE 1/4 as a place of use.

A51-04008: Required Document(s): (1) Evidence of priority date.
Basabe Spring

A51-04090: Required Document(s): (1) Evidence of priority date.
Indian
Hot Springs

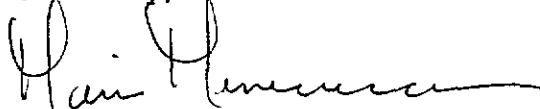
A51-04091: Required Document(s): (1) Evidence of priority date.
Wickahoney
Spring

I have enclosed a pamphlet entitled "Evidence of Priority". This pamphlet explains what type of evidence is required to document priority dates. I have also enclosed an IDWR INFORMATION SHEET - EVIDENCE OF DATE OF CHANGE. This information will help you to determine what documentation is required by IDWR.

THE REQUIRED DOCUMENTS MUST BE RECEIVED BY NOVEMBER 19, 1993, OR IDWR MAY NOT BE ABLE TO RECOMMEND THE CLAIMS OR THE PORTION OF THE CLAIMS WHICH HAVE CHANGED.

Please contact me at any time with any questions you have regarding any of these claims.

Sincerely,



Makia Minicucci
Water Agent, Adjudication Bureau

Enc.s

MM/m



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). A51-04091

CECIL D. ANDRUS
GOVERNOR

A61-04064

R. KEITH HIGGINSON
DIRECTOR

SIMPLOT LIVESTOCK CO
PO BOX 27
BOISE ID 83707

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

DATE: 07/16/99
PAGE: 1

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

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

AJ0749NP
No. R51-04091

Comments: Date: 05/01/1996 User-ID: MMINICUC Subject: REC
THE USE OF THIS SPRING IS FOR STOCK WATER ONLY. THE STOCK WATER
USE IS ON IDOL PROPERTY, AND THAT AGENCY HAS FILED A CLAIM ON
THAT USE (A51-04092). NO BENEFICIAL USE FOUND FOR IRRIGATION OR
DOMESTIC. FIELD EXAMS 10/04/1993, 04/24/1995 MM.

SIMPLLOT FILED AN AMENDED LATE CLAIM. THE POU IN IN SEC 22
WITH A DIVERSION FROM WICKAHONEY CREEK WHICH IN ON IDOL PROPERTY
I CONDUCTED A FIELD EXAM WITH FRANK BACHMAN ON 7/7/99. AT THE
TIME ALL ACRES WERE SUB-IRRIGATED AND THE SMALL DITCH WAS
GROWN OVER WITH VEG. FRANK SAID THERE HAD BEEN A WASH OUT ON THE
POD AND HE NEEDED TO HAVE SOMEONE FIX IT. SAID WITHIN 2 WEEKS,
HE WOULD HAVE THE DITCH RE-DUG. I DECIDED TO RECOMMEND THIS
RIGHT WITH 30 ACRES OF IRR BASED ON THE FACT THAT THE DITCH WAS
VISIBLE AND WILL BE RE-DUG. I BELIEVE THAT IF I DISALLOWED THIS
RIGHT, BASED ON THE FACT THAT NO DITCH WAS PRESENT, SIMPLOT WOULD
DIG A DITCH AND OBJECT TO MY RECOMMENDATIONS. THE OLD STAGE STOP
IS STILL STANDING AND THERE IS NO IRR NEAR OR AROUND IT (SEC 21)
PROOF WAS SUBMITTED VERIFYING A 1887 PRIORITY DATE. THE AREA IS
USED AS A COW CAMP IN THE SPRING AND FALL. AT THE TIME OF MY
EXAM THERE WERE APPROX. 20 HORSES ON THE POU.

Audit: 07/16/99 SBOCK

OWNER CODE: C JR SIMPLOT COMPANY
NAME & ADDRESS: C JR SIMPLOT COMPANY
PRIORITY DATE: 07/07/1880
WATER USE: IRRIGATION
USE PERIOD FROM TO: 04-01 12-31
DIVERSION RATE: 1.60 CFS
DIVERSION VOLUME: 1.60 CFS

Water Source: WICKAHONEY SPRING
Point(s) of Diversion: T11S R04E S22
Place of use Legal Description for: IRRIGATION
Tributary to: WICKAHONEY CREEK
Stage: STATUTORY CLAIM
OMYHEE County

NE		NW		SW		SE		SUM	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESE	NWSE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11S	04E	22		04		13		22	
TOTAL ACRES								39.0	39.0

NE		NW		SW		SE		SUM	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESE	NWSE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11S	04E	22		04		13		22	
TOTAL ACRES								39.0	39.0

POU County: OMYHEE
Other Rights: NONE

Dates: Exam Made Date: 10/04/1993
Verified Date: Objection Filed Date:

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

10:29:10
07/16/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

LAST: JR SIMPLOT COMPANY
ADDRESS: PO BOX 27
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 83707

OWNER CODE: C

LAST: SIMPLOT
ADDRESS:
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 83707

OWNER CODE: K

LAST: YOUNG OR TERRY UHLING
ADDRESS: ENV AND REGULATORY AFFAIRS
J R SIMPLOT COMPANY
PO BOX 27

FIRST: GRAY
STATE: ID ZIP: 837070027

CITY: BOISE
PHONE NUMBER: 208-389-7318

OWNER CODE: A

FIELD EXAM REQUIRED?

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
N

NO REMARKS IN CLAIM

CLAIM NUMBER: AS1-04091

CONTACT PERSON:

PHONE NUMBER: () 84-23

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y() N()

TIME: _____ A(____) P(____)

ACCOMPANIED BY:

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

[illegible]

A. AJ CLAIM: # A51-04091 PRIORITY DATE: 01-01-1880 STAGE: S
B. WR RECORD: # 51-04091 PRIORITY DATE: 01-01-1880 STAGE: S
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? Y() N()
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

FIELD EXAM SENT TO STATE OFFICE

LICENSE ISSUED

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

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

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES: *Questionable added period of non-use. Claimant will not state there has been a period of non-use. Up to others to protect & claimant to verify.*

RECOMMENDED PRIORITY DATE:

4-1-1987

REVIEWED BY

[Signature]

DATE

7/16/99

NOTES: POD is on FDD sec 21 NESE from
Wickahoney Creek. Verified by field exam and
Vic Conrad agrees with the FDD as per
phone call 7/16/99

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
11S	04E	22	SW	SW	NW		FLAG	OWYHEE		
		21		NESE						

SOURCE: WICKAHONEY SPRING
Creek

TRIB: WICKAHONEY CREEK

Big Sacks Cr.

REVIEWED BY: Dan Rod

DATE: 7/16/99

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

A. ROOT WATER RIGHT NUMBERS: A51-04091
R51-04091

B. POU LISTING											
TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	04E	22	SW	NW		JR SIMPLOT COMPANY	A51-04091 / 4.0	- /			4
			SW	NW		JR SIMPLOT COMPANY	R51-04091 / 4.0	- /			
11S	04E	22	SW	NW		JR SIMPLOT COMPANY	A51-04091 / 4.0	- /			
			SW	NW		JR SIMPLOT COMPANY	R51-04091 / 4.0	- /			
11S	04E	22	NE	SW		JR SIMPLOT COMPANY	A51-04091 / 13.0	- /			14
			NE	SW		JR SIMPLOT COMPANY	R51-04091 / 13.0	- /			
11S	04E	22	NE	SW		JR SIMPLOT COMPANY	A51-04091 / 13.0	- /			
			NE	SW		JR SIMPLOT COMPANY	R51-04091 / 13.0	- /			
11S	04E	22	NW	SW		JR SIMPLOT COMPANY	A51-04091 / 22.0	- /			12
			NW	SW		JR SIMPLOT COMPANY	R51-04091 / 22.0	- /			
11S	04E	22	NW	SW		JR SIMPLOT COMPANY	A51-04091 / 22.0	- /			
			NW	SW		JR SIMPLOT COMPANY	R51-04091 / 22.0	- /			

ADDITIONAL POU FOUND

30
11

TOTAL ACRES A51-04091 39.00
POU COUNTY: OWYHEE

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

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

Y() N(X)

LIST OF ALL RIGHTS WITH A SAME POJ AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-04091	WICKAHONEY SPRING	JR SIMPLOT COMPANY	1.600	0.041		
R51-04091	WICKAHONEY SPRING	JR SIMPLOT COMPANY	1.600	0.041		

NO RIGHTS WITH SAME POJ BUT NOT USED FOR IRRIGATION

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

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

Y() N(X)

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

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

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

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

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

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

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

Y(X) N()

Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDNR NO. _____; (X) TOPOGRAPHIC QUAD, IDNR NO. CC11;

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

NOTES: was investigated with party. Do not see to have been with in many years. There is an old ditch present, but overgrown with veg. The 700 is back of road. An air yard built in present during 2 years. David Carlson David the ditch would be no longer with a couple of weeks. That the area is used as a horse camp in Dyer's fall. When there the couple have children and sister. Field for pasture.

RECOMMENDATIONS:

TOTAL ACRES: 30 N/A ()

REVIEWED BY: SS

DATE: 7/16/99

789 II SE
ALL PASTURE

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



CC11

116°00' 53°00'00"E 584 585 57°30' 586

42°30' 47°05'00"N

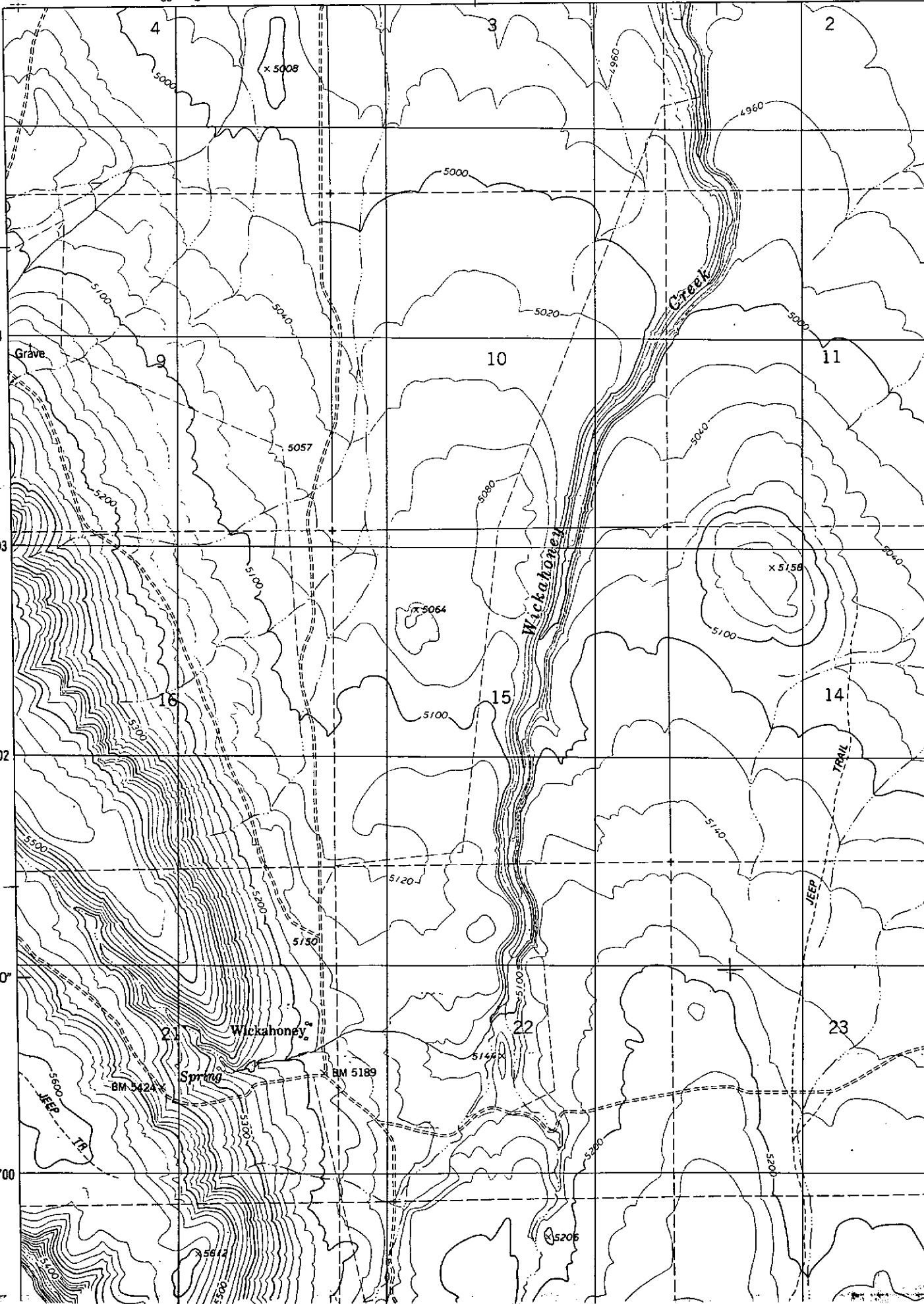
47°04'

47°03'

47°02'

27°30'

47°00'



A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-04091 IRRIGATION	FROM 04-01 TO 11-01	1.600 CFS	
A51-04091 STOCKWATER	FROM 01-01 TO 12-31	0.460 CFS	
TOTAL DIVERSION RATE/VOLUME		1.600 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
51-04091 IRRIGATION	FROM 01-01 TO 12-31	2.000 CFS	
51-04091 STOCKWATER	FROM 01-01 TO 12-31	2.000 CFS	
51-04091 DOMESTIC	FROM 01-01 TO 12-31	2.000 CFS	
TOTAL DIVERSION RATE/VOLUME		2.000 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

Y() N()

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y() N()

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

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

Y() N()

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

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

Y() N()

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

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

Y() N()

NOTES: No direct measurements were taken
however a crude measurement of the CROD
by the POC was obtained. The CROD
appears to grow @ ~20%.

OPEN CHANNEL DISCHARGE MEASUREMENT NOTES 51-04091

1. Name of stream or ditch: Wickahoney Stream
2. Location: 11S, 04E Sec 22
3. Person conducting measure: SUE BOCK
4. Date and time of measure: 07/07/99
5. Accompanied by: Frank Bachman

6. Measuring device size and ID:
7. Spin test OK?
8. Purpose of measure:

Before: n/a After: n/a
determine stream flow

DIST FROM LEW (feet)	WIDTH (feet)	DEPTH (feet)	OBS DEPTH	VELOCITY DISCHARGE	
				(ft/sec)	(cfs)
0.0					
0.5	0.8	2.5	0	0.22	0.41
1.0	0.5	3.5	0	0.22	0.39
1.5	0.5	4.0	0	0.22	0.44
2.0	0.5	4.0	0	0.22	0.44
2.5	0.5	1.5	0	0.22	0.17
3.0	0.5	1.2	0	0.22	0.13
3.5	0.4	0.5	0	0.22	0.04
3.6		0.0			

TOT WIDTH 3.6 TOTAL DISCHARGE: 2.01

Measurements taken using a tape measure and staff rod. Velocity was figured using a wood chip which floated on the surface and the timing was consistent, 10 feet in 3.62 seconds. For velocity I took 60% of the surface flow (.36/60% = .22)

AJ CLAIM TOTAL DIVERSION RATE: 1.600 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 2.000 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A () Y () N ()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

N/A () Y () N ()

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

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

Y () N ()

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

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

Y () N ()

E. MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

FLOW MEASUREMENT

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 30 x 0.02 CFS/ACRE = 0.60 CFS
(taken from pou review)

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

1b. CALCULATIONS

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS	EXAMINER	VOL. AF/A	EXAMINER	USE	EXAMINER
IRRIGATION STOCKWATER	04-01	11-01	DATABASE	1.600	DATABASE	0.0	DATABASE	0.0
	01-01	12-31		0.460		0.0		
TOTAL FOR THIS RIGHT								

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

NSP8

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-04091

TOTAL DIVERSION RATE OF WR SPLITS
DATABASE 2.000

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A51-04091	1.600	R51-04091	1.600	51-04091	2.000
TOTAL CFS		1.600		1.600		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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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	IDWR ID NO.	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED	IDWR ID NO.	Y() N()
() NAPP	DATE OF PHOTO	IDWR ID NO.	Y() 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 <u>GIS map</u>	DATE	<u>7/16/99</u>	Y() N()
() OTHER	DATE		Y() N()
() OTHER	DATE		Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED) IF ATTACHED, SUPPLY APPROPRIATE INFORMATION PAGES NO. OF NOTES

() LICENSING FIELD EXAM	DATE OF FIELD EXAM		
() WATER RIGHT LICENSE	DATE LICENSE SIGNED		
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED		
() SYSTEM DESCRIPTION	DATE DRAWN		
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN		
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED		
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED		
() OTHER	DATE		
() OTHER	DATE		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:29:10
07/16/99

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A51-04091

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		7-7-99 SB	Y		7/6/99 SB		
POINT OF DIV			Frank	Y				
SOURCE			Radon	Y				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			Y				
CONSUMPTIVE USE	.			4/2				
PURPOSES OF USE	Y			2				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			22				
REMARKS								

BARCODE UPDATED
WHOM/DATE

Idaho Dept of Water Resources

T11S, R04E, S 22
Claim No(s): 51-04091
Claimant(s): JR Simplot Co
Prepared by : Sue Bock
Date: 07/16/1999



Place of Use

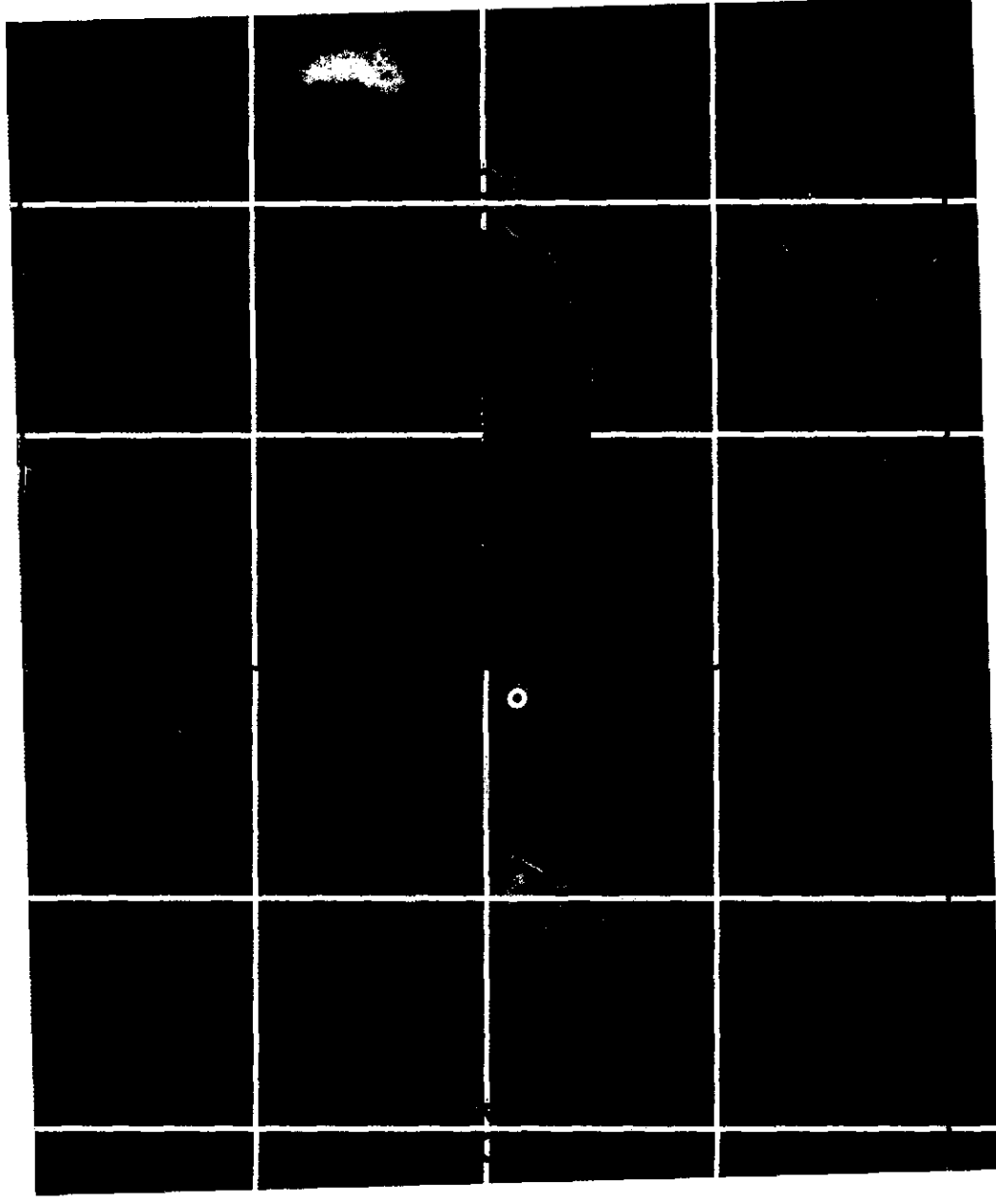


Point of Diversion

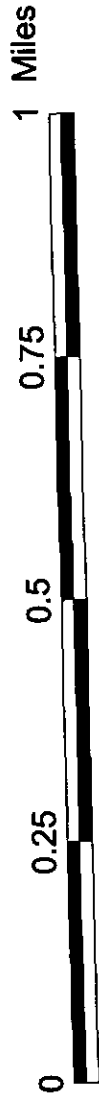
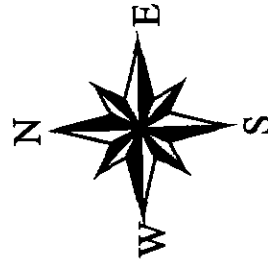
1/4 1/4 lines

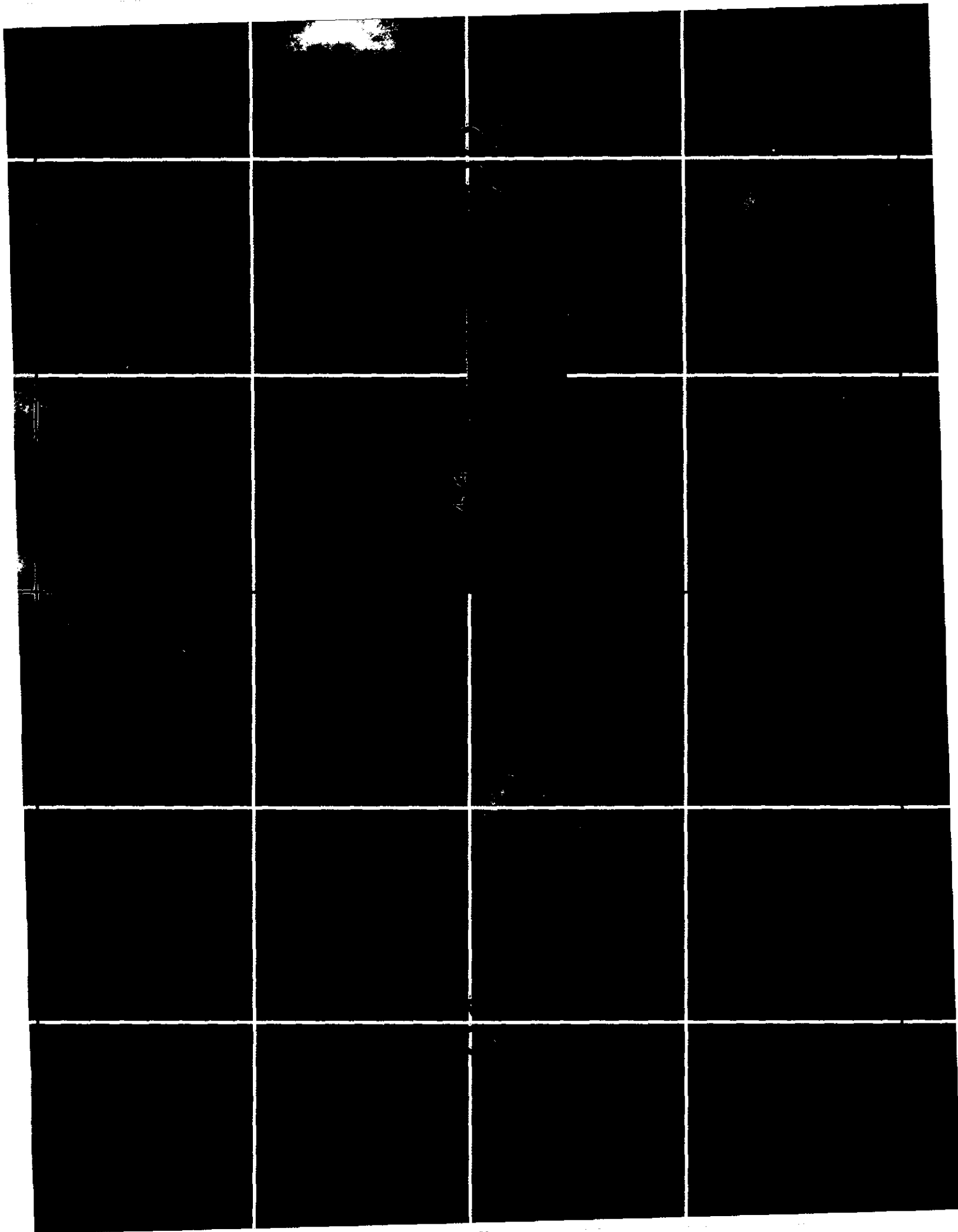


Section Lines



1987 NAPP Photo

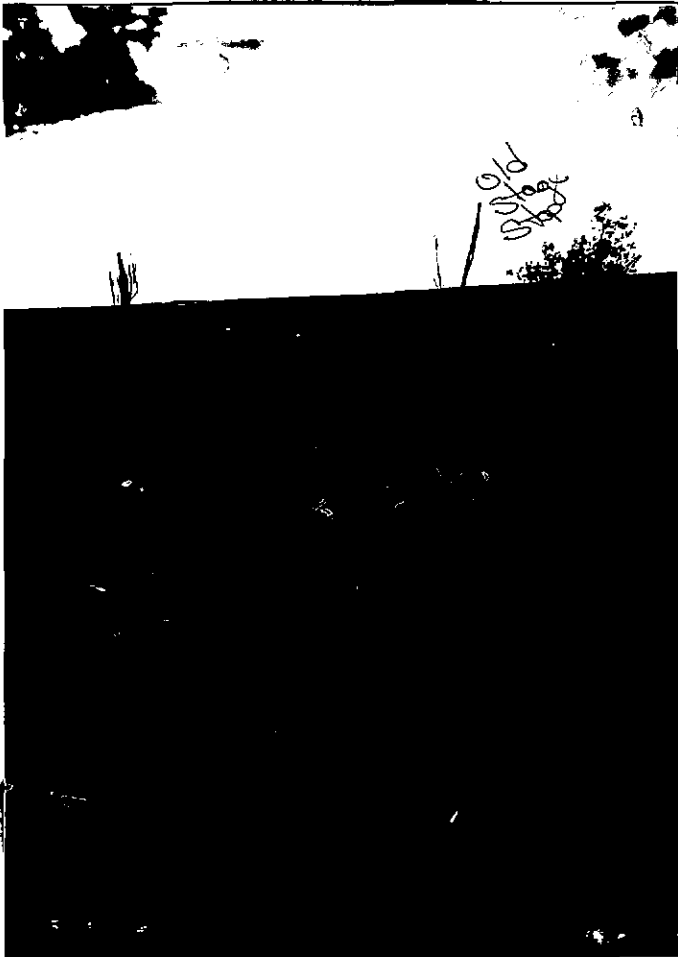




S.B. 7/7/99 w/ Frank Bachman

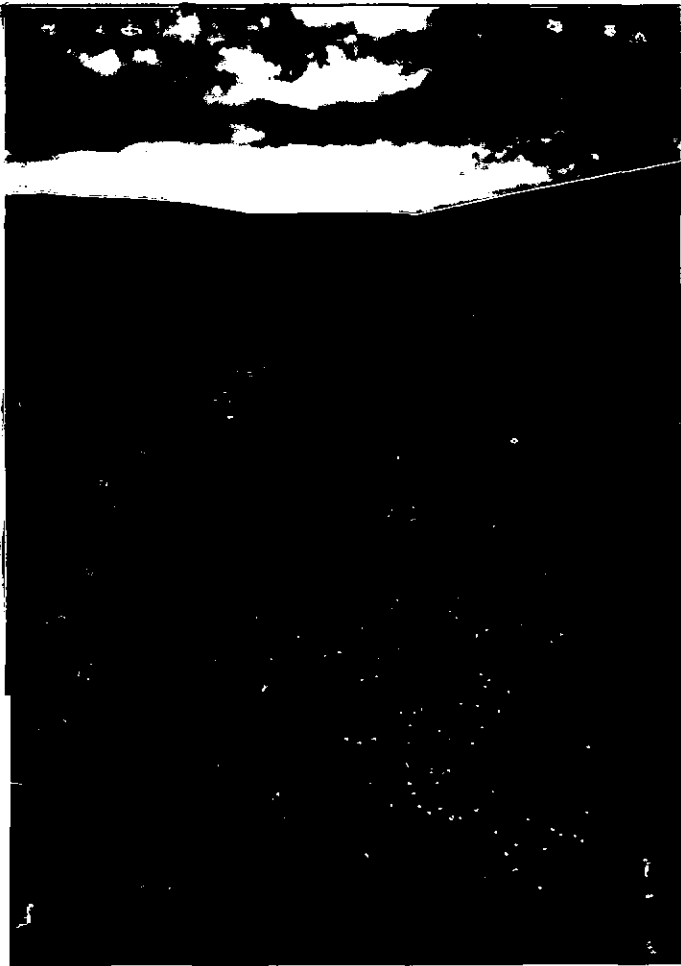


Facing West
Pond From
Wickahoney Sp.

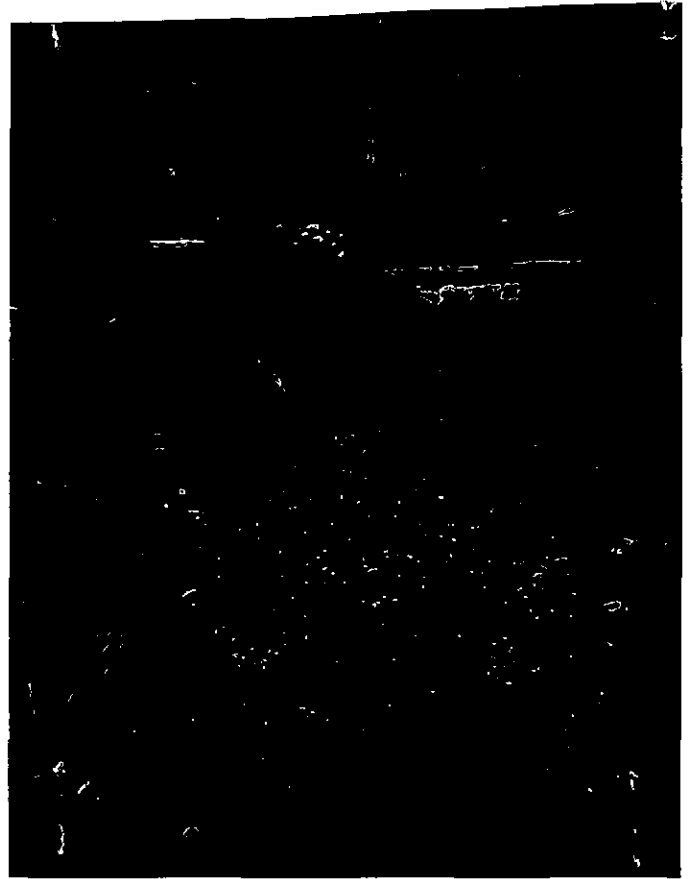


Old ditch no
longer used.
to the N. of
the Spring

7/7/99 SB w/Frank Bachman

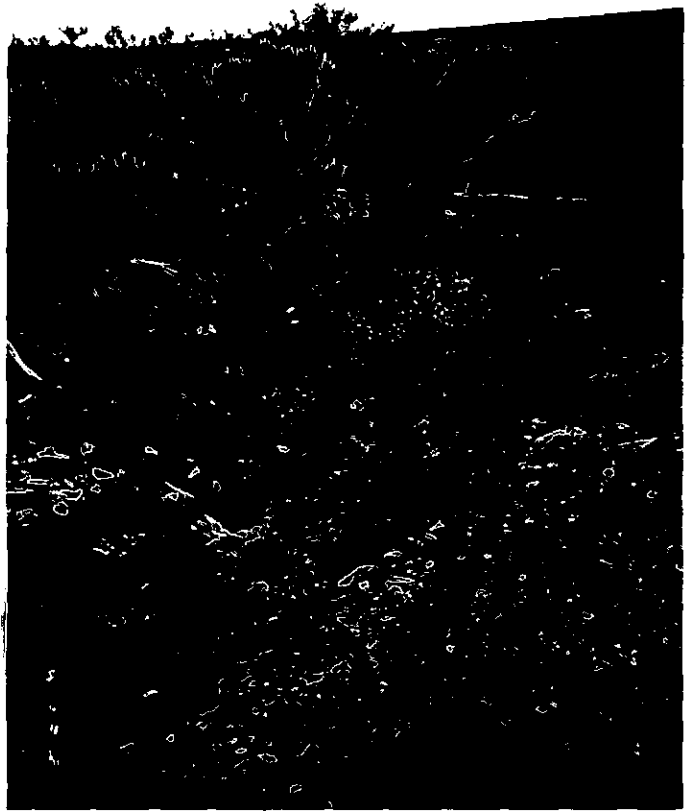


Facing W. Stream Coming
down from Spring

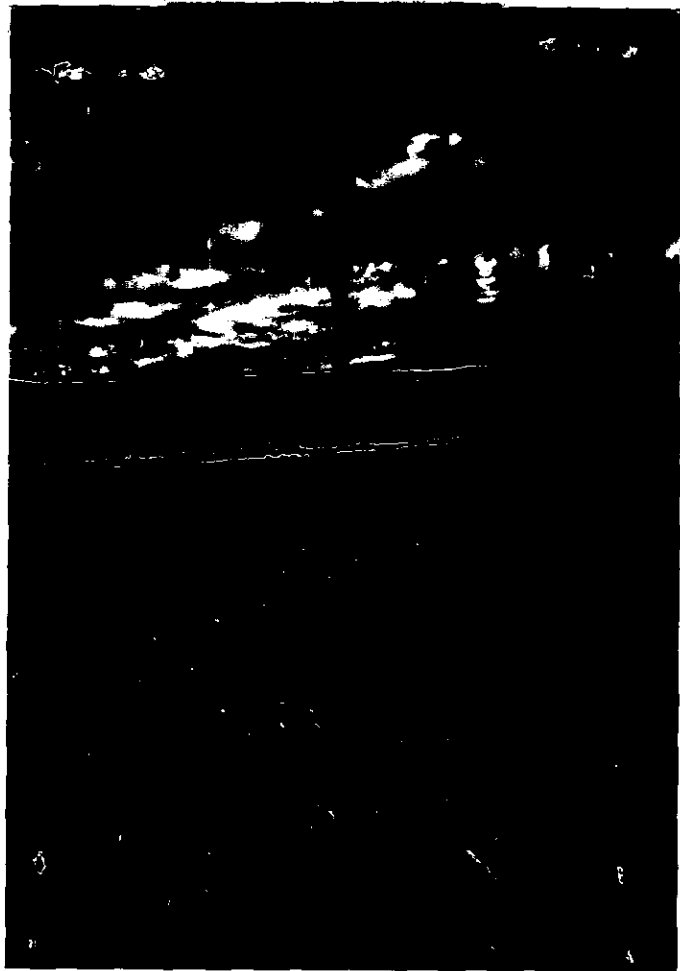


POD. in need of
being fixed. Point
being recommended.

7/7/99 S.B. w/ Frank Bachman



Wickahoney Creek Facing
E. Year round flow about
the same.



Creek Flowing through
"irrigated" area.



"irrigated acres"
Facing E
up to "Canyon"



J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707-0027 (208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

RECEIVED

JUL 13 1999

WATER RESOURCES
WESTERN REGION

July 9, 1999

Sue Bock
Senior Water Rights Agent
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Re: Evidence of Priority for SRBA Claim No. 51-04091.

Dear Sue:

Enclosed are copies of pages 373-375 from a book titled, "Sagebrush Post Offices, A History of the Owyhee Country" by Mildretta Adams. These pages are portions of Chapter 31, "Wickahoney and Mahogany". This chapter deals with the settlement of Wickahoney by the Dow Dunning family including a description of the improvements constructed in connection with the ranch they established at this site in 1887.

The improvements described include an irrigation ditch constructed to transport water from the springs to a garden, orchard and "fields of hay". These are the same fields that are identified under the above referenced claim.

While we search for additional evidence to improve this priority date, please accept the enclosed information as evidence that water was put to beneficial use under this claim as early as 1887.

Sincerely,

Vic Conrad
Simplot Land and Development

Enclosure

CHAPTER THIRTY-ONE

Wickahoney and Mahogany

WICKAHONEY Post Office 1895-1911

A long forgotten landmark of Owyhee County is the stage station, post office, and home of the Dow Dunning family. It is located on the old road, 36 miles from Bruneau, through Little Valley to Duck Valley and the old mining camps of Mountain City and Tuscarora, Nevada. Highway 51 to Elko, Nevada, now parallels the old road to the east on a more direct route to Nevada. Wickahoney was a small, lonesome settlement with only two or three ranches in the whole area.

The name Wickahoney is derived from a Paiute Indian word "Wickahoni," which means "plenty water." For many years it was a favorite camping spot for the Shoshone and Paiutes on the trail between Duck Valley Reservation, Bruneau, and Mountain Home. Salmon were plentiful in Wickahoney Creek and the canyon below the springs, in early days.

Dow Dunning and his brother, George, were early day stockmen in Owyhee County, having their names entered on the tax rolls in the late 1870s. George and Dow once had squatters claims on Reynolds Creek; Dow on the ranch now known as the "Hoot-n-nanny." Dow and George moved to Little Valley near Bruneau where their father Dr. J. W. Dunning had located in 1883. They harvested 50 tons of wild ryegrass hay in the fall of 1887, cutting it with a hand-scythe, and sold it to neighboring stockmen during the following severe winter.

Dr. Dunning was a homeopathic physician, dispensing drugs and remedies at will. "He was a teacher at the Strickland School, up

river from Bruneau for nearly two school terms," Bill Strickland said. He "dosed" his pupils on pills and potions until the parents voiced strenuous disapproval. He was an ardent advocate of dried goat's milk, which didn't appeal to the ranch kids, and Dr. Dunning's second term of school ended abruptly.

Dow Dunning established a ranch at Wickahoney Springs in 1887. He moved his family, a wife and infant daughter there and their first home was a dugout in a bank along the creek. He had married Maggie O'Keefe of South Mountain in 1886. Seven children were born to them at Wickahoney. The brand he recorded and used for his stock was "87," commemorating the year that he located there.

The Dunnings made extensive improvements on their ranch at Wickahoney. An irrigation ditch was made to carry water from the source of the springs, around the base of the hill, to a garden spot, apple orchard, and fields



Wickahoney Ranch, 36 miles southwest of Bruneau on the road to Duck Valley and the old mining camps of Mountain City and Tuscarora, Nev. It was the home of the Dow Dunning family from 1887 to 1913.

of hay. A stone house was built in 1895 with rock from a nearby quarry. Joe Ratliff was the stonemason.

Like so many Owyhee County ranches, Wickahoney had a little cemetery. There were four burials. An infant child of the Dunnings who died in 1894; Samuel Duson, a hired man, 1897; Dr. J. W. Dunning who died in 1909. In the spring of 1913, Mrs. Dow Dunning fell ill. Her sons were summoned from South Mountain. On account of their horses floundering in the deep snow they were forced to go the long way around. They reached their dying mother's bedside just before she passed away April 1, 1913.

All traces of the old cemetery are gone now. The property was sold to Arthur Tindall. It now belongs to the J. R. Simplot Company.

In June, 1913, Dow Dunning bought land adjacent to Homedale and moved his family there. A son Jack has been a prominent figure in Owyhee County for many years. Dunning's daughter, Louise Johnson lives in Boise.

The Wickahoney directory, in 1898, included the ranchers of Riddle as well as the Wickahoney and Tindall residents.

According to the Wickahoney Directory the residents were: Ben Buncel, C. L. Buncel, Lafayette Clark, Dow Dunning, post officer and rancher, Joseph Harvey, Fred Heller, John Job, Joe Marchbanks, Frank Riddle, Hoke Blackstone, George Riddle, Grant Riddle, V. D. Riddle, George Roberts, William Ryan, A. W. Stone, Dick Stone, William J. Tindall and Hobart Wilson.



Dow Dunning was a distinguished citizen of Owyhee County, coming to Idaho in the early 1870's. He became a rancher and stock raiser when he moved to Wickahoney in 1887.

Dunning was educated at Ann Arbor, Michigan. Always an ardent Democrat, he served in the House of Representatives for two terms and was elected Senator of Owyhee County in 1913. He was known by his colleagues in the legislature as "The Sage of Wickahoney."

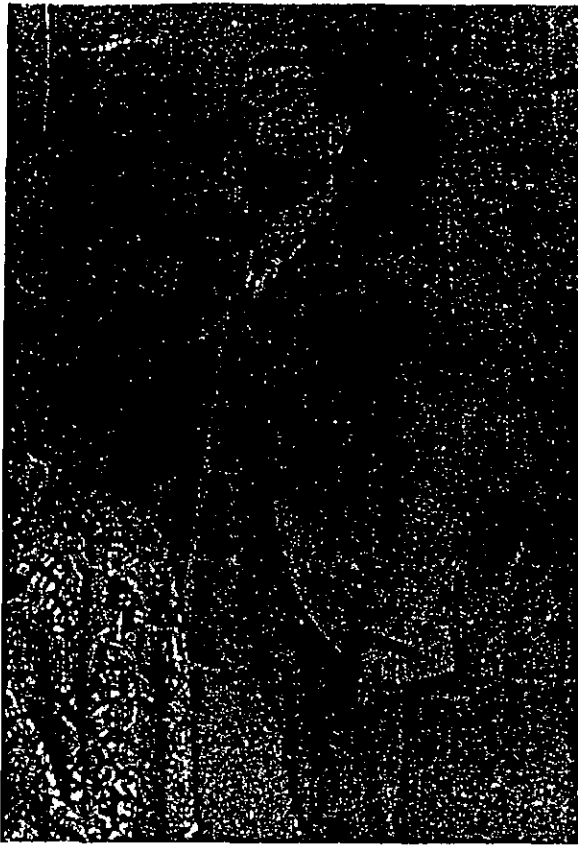
An expert on taxes, he represented Idaho at International conferences in the east. He opened a tax office in Boise and had many stockmen as his clients.



Wickahoney—the Dow Dunning family home, station and post office. The rock house was built in 1895 by Joe Ratliff. Dr. J.W. Dunning near gate; Dow stepping off the porch.



Mel Rossman looks over a "survival monument" that was built of rocks by Charles Spencer in 1908. The small hole at the left of Rossman's knee is an opening for a food cache, so if anyone became lost in the "country out back," they could see the monument and know they would find sustenance.



George Dunning appeared to be a rather meek and mild sort of person on the surface, but he had a reputation that belied that fact. He was known as a gunman (never looking for trouble) and could hold his own in any given situation. It was said that he never turned his back to anyone.

He was deputized by the Sheriff of Owyhee County to go to Catlow Valley in Oregon to bring Billy Vickers back to Silver City where he was wanted for murder. Dunning surprised Vickers as he was eating breakfast at the David Shirk ranch. Vickers quickly went for his gun but it was too late. A young man who had accompanied Vickers challenged Dunning as he stepped outside the door. There were two new notches on Dunning's gun.

In 1892, Dunning who had been recruited by the Wyoming Stock Growers Association to go to Johnson County, Wyoming to help round up the rustlers, found that in reality the outlaws of Johnson County were members of the Association. When he returned once again to Owyhee County, he was content to lead a much quieter life.

MAHOGANY

Post Office September 24, 1907-1910

In May of 1907, Mrs. M. R. Jenkins made application to establish a post office to be named Mahogany, near Big Springs, Owyhee County. The distance given to the nearest railroad station was 65 miles, at Mountain Home. The post office of Bruneau was 50 miles northeast, while the nearest post office was Wickahoney, 30 miles southeast. The route then in operation was from Bruneau to Wick-

ahoney, on which the mail was carried twice a week. The population to be served was given as 40. Dow Dunning, postmaster of Wickahoney, signed the application.

A sketch map showing the location was enclosed with the application. The office would be on the Jenkins place, one-fourth mile from Camas Creek. The post office was approved September 24, 1907. The post office served the area of Big Springs, Battle Creek, Pole Creek and Summit Flat.

"We lived clear through the mahoganies, on the head of Camas Creek," Mrs. Jenkins said, in 1971. "The post office was a box of pigeon holes that set on a table. It was not too big but held all the necessary papers and mail, and was sent back to the Post Office Department when I closed the office."

The post office was in operation for a period of three years, being discontinued September 15, 1910. Mahogany was voting precinct No. 16 in Owyhee County.

The Big Springs area was cattle and horse country from the earliest beginnings of ranching in Owyhee County. It was 25 miles by trail from Silver City, and 42 by the Silver City-Elko road. It was a summer range for the big herds of cattle that wintered on the Bruneau River and Castle Creek. The earliest settlers established horse and cattle camps at Battle Creek, Big Springs, and other tributaries of the Owyhee River. Ranchers took their dairy herds to the higher elevations for the summer months, and made butter and cheese to be taken periodically to the mining camps on War Eagle Mountain, and to Silver City. The cold water of the springs kept the dairy products fresh until they were hauled to market. Often the butter was kept fresh by putting it in a salt brine in large crocks or wooden barrels.

There had once been a stage station at Big Springs on the Elko-Silver City road in 1870.

During the Bannock Indian uprising in June 1878, Fletcher Hawes of Bruneau, who had a horse camp at Big Springs was killed by the Indians.

The Owens family was the first permanent settlers at Big Springs where they established a horse and cattle ranch.

The Spencer family located at Big Springs in early days. Mrs. Spencer was a widow with a large family of four boys and three girls. The boys were cattlemen and ranged over a wide

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MAR 31 1999
Department of Water Resources

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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)

Subcase 51-04091
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

NAME AND ADDRESS OF PERSON OBJECTING

Name: J. R. Simplot Company

Address: P. O. Box 27

Boise, Idaho 83707

Daytime Phone: 208-336-2110

Name & Address of Attorney, if any:

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Simplot Livestock Co.

Address: P. O. Box 27

Boise, Idaho 83707

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: J. R. Simplot Company, P. O. Box 27, Boise, ID 83707
2. ☒ **Source**
Should be: Wickahoney Spring
3. ☒ **Quantity**
Should be: 1.6 c.f.s.
4. ☒ **Priority Date**
Should be: January 1, 1880
5. ☒ **Point(s) of Diversion**
Should be: SWSWNW Section 22 T. 11S R.4E
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: Irrigation and Stockwater
8. ☒ **Period of Year**
Should be: Irrigation season for the irrigation use and year round for stock water use.
9. ☒ **Place of Use**
Should be: T.11S R.4E Section 22 SWNW (stock water and 4 acres irrigated)
NWSW (stockwater and 22 acres irrigated)
NESW (stockwater and 13 acres irrigated)

10. **I object because:**

☐ This water right should not exist.

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

REASONS SUPPORTING OBJECTION(S): The Point of Diversion and Places of Use were not claimed accurately. The points of diversion and places of use should have been claimed using the information contained in this objection.

VERIFICATION (Must be Completed)

State of Idaho
County of Ada)ss.

Ronald N. Graves, Secretary, Vice President and General Counsel of the J. R. Simplot Company,
duly sworn, upon oath, deposes and says:
(Name of person filing objection)

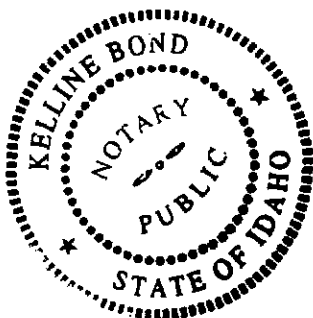
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6)
or that I am the attorney for the party/claimant objecting and that I have read this objection, know
its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Ronald N. Graves
Secretary
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: March 30, 1999

Kelline Bond
Notary Public for Idaho
Residing at: Boise Idaho
My Commission Expires: 10-13-04



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.

CERTIFICATE OF MAILING

I certify that on March 30, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

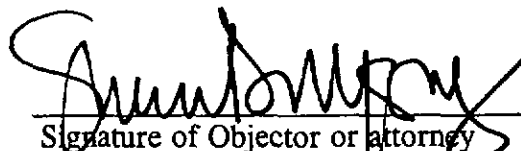
Name: Simplot Livestock Co.
Address: P. O. Box 27
Boise, Idaho 83707

3. Copies to:

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

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

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



Signature of Objector or attorney
mailing on Objector's behalf

COPY

1997 MAR 31 AM 11:11

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

)

Subcase 51-04091

)

(Insert water right number)

)

Case 39576)

STANDARD FORM 4

)

)

MOTION TO FILE:

)

☐ LATE NOTICE OF CLAIM

)

☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form** for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☒ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is J. R. Simplot Company

My address is P. O. Box 27 Boise, Idaho 83707

My phone number is: Work 208-336-2110 Home _____

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on June 15, 1999

(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

The point of diversion, place of use, and claimant name were inadvertently claimed incorrectly on the original claim. This resulted in the recommendation by the IDWR to disallow this claim. An objection to this recommendation is being filed contemporaneously with this motion. This motion seeks to amend the claim so the use identified can be recommended by the Director.

☒ I am providing legal and factual documentation to support my amended Notice of Claim.

You must describe these documents and attach a readable copy.

A map showing the point of diversion and place of use located on the land owned
by the J. R. Simplot Company.

I have attached:

☒ An amended Notice of Claim (available from IDWR).

☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Idaho

County of Ada

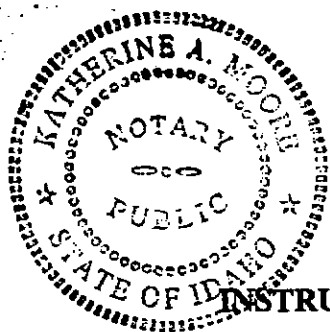
Ronald N. Graves, Vice President, Secretary and General Counsel for the J. R. Simplot Company, being first duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Ronald N. Graves
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on March 30, 1999
(Insert Date)



Katherine A. Moore
Notary Public for Idaho
Residing at: Basie Idaho
My Commission expires: 5/20/99

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on March 30, 1999, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, 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. Copies to:

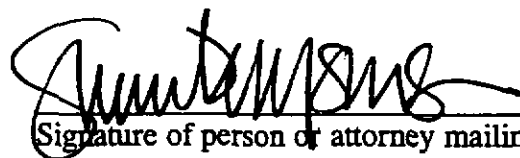
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)05/01/96 14:00:56
Page 1Water Right Number - R51-04091 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +*** A - ATTORNEY ***
YOUNG OR TERRY UHLING

GRAY

1 - ENV AND REGULATORY AFFAIRS
2 - J R SIMPLOT COMPANY
3 - PO BOX 27
City- BOISE
Phone - 208-389-7318

State- ID Zip- 837070027

*** C - CURRENT OWNER ***
SIMPLOT LIVESTOCK CO.

1 - PO BOX 27

2 -

3 -

City- BOISE
Phone - 208-000-0000

State- ID Zip- 83707

*** K - ALSO KNOWN AS ***
SIMPLOT

1 -

2 -

3 -

City- BOISE
Phone - 208-000-0000

State- ID Zip- 83707

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/01/1880 14 WESTERN I - DISALLOWED+ - - Source - - - - - + + - - - - Tributary - - - - - +
WICKAHONEY SPRING WICKAHONEY CREEK+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

11S 04E 21 NW SE (73) ONYHEE

+ - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume

01 - IRRIGATION
04 - STOCKWATER
43 - DOMESTIC04/01 11/01
01/01 12/31
01/01 12/312.000
0.460
0.040+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
2.000 80.0

+ - - - - - - - - - - - Place of Use - - - - - County

11S 04E 21 NW SE 40.0 01 IRRIGATION (73) ONYHEE
11S 04E 21 NW SE 04 STOCKWATER (73) ONYHEE
11S 04E 21 NW SE 43 DOMESTIC (73) ONYHEE

Total Acres: 40.0

+ - - Diversion Means - DITCH & RES.

CLAIM NUMBER: A51-04091

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|--|-----------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | SIMPLIST LIVESTOCK CO | 01/01/1880 | IRRIGATION | 04-01 11-01 | 2.00 CFS | |
| | | | STOCKWATER | 01-01 12-31 | 0.46 CFS | |
| | | | DOMESTIC | 01-01 12-31 | 0.04 CFS | |
| TOTAL DIVERSION:
CONSUMPTIVE USE: | | | | | 2.00 CFS | 80.00 AFA |
| Water Source: WICKAHONEY SPRING | | | | | | |
| Point(s) of Diversion: T11S R04E S21 NWSE | | | | | | |
| Tributary to: WICKAHONEY CREEK | | | | | | |
| Stage: STATUTORY CLAIM | | | | | | |
| OMYHEE County | | | | | | |
| Place of use Legal Description for: IRRIGATION | | | | | | |
| NE NE NE NW NE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SE | | | | | | |
| T | R | S | Lt Ac | Lt Ac | Lt Ac | Lt Ac |
| 11S | 04E | 21 | : | : | : | : |
| SUM | | | | | | |
| TOTAL ACRES | | | | | | |
| 40.0 | | | | | | |
| 40.0 | | | | | | |
| 40.0 | | | | | | |
| Place of use Legal Description for: STOCKWATER | | | | | | |
| NE NE NE NW NE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SE | | | | | | |
| T | R | S | Lt Ac | Lt Ac | Lt Ac | Lt Ac |
| 11S | 04E | 21 | : | : | : | : |
| SUM | | | | | | |
| TOTAL ACRES | | | | | | |
| 40.0 | | | | | | |
| 40.0 | | | | | | |
| 40.0 | | | | | | |
| Place of use Legal Description for: DOMESTIC | | | | | | |
| NE NE NE NW NE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SE | | | | | | |
| T | R | S | Lt Ac | Lt Ac | Lt Ac | Lt Ac |
| 11S | 04E | 21 | : | : | : | : |
| SUM | | | | | | |
| TOTAL ACRES | | | | | | |
| 40.0 | | | | | | |
| 40.0 | | | | | | |
| 40.0 | | | | | | |
| POU County: OMYHEE | | | | | | |
| Non-Irrigation Uses: S/2000 HEAD CATTLE, D/1 HOUSEHOLD | | | | | | |
| Other Rights: NONE | | | | | | |

Dates: Exam Made Date: 10/04/1993 Verified Date: Objection Filed Date:
Misc: Water District Number: 04241995 Field Inspection Flag:
Presumption Flag:

STATUS I
POB: 51-04092

15:40:06
04/29/96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A51-04091

LAST: SIMPLOT LIVESTOCK CO
ADDRESS: PO BOX 27
CITY: BOISE
PHONE NUMBER: 208-000-0000

OWNER CODE: C

FIRST: ID ZIP: 83707

STATE: ID ZIP: 83707

LAST: SIMPLOT
ADDRESS:
CITY: BOISE
PHONE NUMBER: 208-000-0000

OWNER CODE: K

FIRST: ID ZIP: 83707

STATE: ID ZIP: 83707

LAST: YOUNG OR TERRY UHLING
ADDRESS: ENV AND REGULATORY AFFAIRS
J R SIMPLOT COMPANY
PO BOX 27
CITY: BOISE
PHONE NUMBER: 208-389-7318

OWNER CODE: A

FIRST: GRAY

STATE: ID ZIP: 837070027

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

CONTACT PERSON: Frank Bachman

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 10/01/1993APPOINTMENT MADE: Y() N(X)

TIME: : A() P()

ACCOMPANIED BY: L. Weaver

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: SR Water Agent - IDWD

DIRECTIONS TO PROPERTY / NOTES:

Go 3.3 miles south of Benview, turn west on unmarked road. Follow to
Wickahoney Creek. Then follow along the creek until a road crosses
(2 track.) (Fainter on at side of road.) Rough Road - look for poplar
tree to the west, then building @ Wickahoney will come into view. 40 acre
home site is located. If cross creek again have gone too far. 2 track
deteriorates after Wickahoney.

Revisited property 04/24/1995. No water in ditch or leaving pond in ditch. 777

| | | |
|---|---------------------------|------------------|
| A. AJ CLAIM: # A51-04091 | PRIORITY DATE: 01-01-1880 | STAGE: S |
| B. WR RECORD: # 51-04091 | PRIORITY DATE: 01-01-1880 | STAGE: S |
| C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? | | Y() N(X) |
| D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? | | Y() N(X) |
| E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) | | Y(X) N() |
| F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS? | | |
| PROOF OF BENEFICIAL USE SUBMITTED | | N/A(X) Y() N() |
| FIELD EXAM COMPLETED | | N/A(X) Y() N() |
| FIELD EXAM SENT TO STATE OFFICE | | N/A(X) Y() N() |
| LICENSE ISSUED | | N/A(X) Y() N() |

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

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

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

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y() N(X)

NOTES: 04/30/1996: Spring is tributary to Wickaham Creek which is tributary to Big Jack's Creek. Big Jack's Creek was specifically excluded from the Bannock River Decree. ~~the~~ evidence of priority was submitted in the form of "The History of the IP Country" by Anson V. Alzola. This apparently was published in the Owyhee Outlook. However the doc. did not appear to be any beneficial use - except possibly stock water at the claimed place of use. Place of use is owned by Idaho Dept of Lands, who has filed their own stock water claim (A51-04092). Stage is B U. T O

RECOMMENDED PRIORITY DATE:

_____ n/a

REVIEWED BY TTT DATE 04/30/1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

November 8, 1993

R. KEITH HIGGINSON
DIRECTOR

FRANK BACHMAN
SIMPLIST LIVESTOCK CO
PO BOX 27
BOISE ID 83707

RE: Snake River Basin Adjudication Claims:

| | | | |
|-----------|-----------|-----------|------------|
| A51-00093 | A51-02017 | A51-02018 | A51-02033 |
| A51-02057 | A51-02064 | A51-02079 | A51-02090A |
| A52-04008 | A51-04090 | A51-04091 | |

Dear Mr. Bachman:

IDWR's initial investigation of the Notices of Claims listed above indicates that there have been changes in various aspects as described below for each claim.

A water right owner who has made a change in use of a water right prior to commencement of the SRBA without prior IDWR approval may claim the change in the SRBA. IDWR may recommend a right as changed, however, only if the change meets certain requirements. One of those requirements is that the change not result in injury to other water rights, or that the change be conditioned to prevent injury to other water rights.

As per our conversation of October 29, 1993, in my office, I am sending a list to you of the claims and the documentation that is required for the above-referenced claims. This documentation must be received in this office by November 19, 1993.

A51-00093: The claimed place of use for this decreed right, Twp. 13S, Trout Cr. Rge. 04E, Section 33, NE 1/4 NE 1/4, is not one of the places of use which was decreed for this right.
Required document(s): (1) Evidence of the date of change in the place of use.

A51-02017: Licensed point of diversion:
Nit Creek Twp. 13S, Rge. 04E, Section 2, SW 1/4 SE 1/4
Twp. 13S, Rge. 04E, Section 11, NW 1/4 NE 1/4
Claimed point of diversion:
Twp. 13S, Rge. 04E, Section 1, SW 1/4 SW 1/4

A51-02017 Licensed nature of use:
(con't) Irrigation and domestic
 Claimed nature of use:
 Stockwater

Required Document(s): (1) Evidence of the date of change in the
point of diversion; (2) Evidence of the date of change in the
nature of use.

A51-02018: Licensed point of diversion:
Spring Twp. 13S, Rge. 04E, Section 1, SW 1/4 SW 1/4
 Claimed point of diversion:
 Twp. 13S, Rge. 04E, Section 1, SE 1/4 SE 1/4

Licensed nature of use:
Irrigation and domestic
Claimed nature of use:
Stockwater

Required Document(s): (1) Evidence of the date of change in the
point of diversion; (2) Evidence of the date of change in the
nature of use.

A51-02033: This claim is for a lapsed permit. You indicated during our
Wickahoney conversation that you would withdraw the claim.
Creek

Required Document(s): (1) Signed and dated Request for Withdrawal
Form (enclosed).

A51-02064: Licensed nature of use:
Brush Creek Irrigation and domestic
 Claimed nature of use:
 Stockwater

Required Document(s): (1) Evidence of the date of change in
nature of use.

A51-02057: Licensed nature of use:
Alder Creek, Irrigation
Rattlesnake Claimed nature of use:
Spring Stockwater

Licensed place of use:
Twp. 16S, Rge. 05E, Section 25, E 1/2 SW 1/4
Claimed place of use:
Twp. 16S, Rge. 05E, Section 25, SE 1/4 SW 1/4
Twp. 16S, Rge. 05E, Section 26, NE 1/4 SE 1/4

Required Document(s): (1) Evidence of the date of change in the
nature of use; (2) Evidence in the date of the addition of
Section 26, NE 1/4 SE 1/4 as a place of use.

A51-02079: Licensed nature of use:
Unnamed Irrigation
Stream, Claimed nature of use:
Spring Stockwater

Licensed source:
Unnamed stream
Claimed sources:
Unnamed stream; spring

You indicated during our conversation that there is stockwater use in Section 14, NE 1/4 NE 1/4. This place of use was not included in the license.

Required Document(s): (1) Evidence of the date of change in nature of use; (2) Evidence of date of addition of the spring as a source; (3) Evidence of the date of the addition of Section 14, NE 1/4 NE 1/4 as a place of use.

A51-04008: Required Document(s): (1) Evidence of priority date.
Basabe Spring

A51-04090: Required Document(s): (1) Evidence of priority date.
Indian
Hot Springs

A51-04091: Required Document(s): (1) Evidence of priority date.
Wickahoney
Spring

I have enclosed a pamphlet entitled "Evidence of Priority". This pamphlet explains what type of evidence is required to document priority dates. I have also enclosed an IDWR INFORMATION SHEET - EVIDENCE OF DATE OF CHANGE. This information will help you to determine what documentation is required by IDWR.

THE REQUIRED DOCUMENTS MUST BE RECEIVED BY NOVEMBER 19, 1993, OR IDWR MAY NOT BE ABLE TO RECOMMEND THE CLAIMS OR THE PORTION OF THE CLAIMS WHICH HAVE CHANGED.

Please contact me at any time with any questions you have regarding any of these claims.

Sincerely,



Maria Minicucci
Water Agent, Adjudication Bureau

Enc.s

MM/m

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------|-----------|------|-----|-----|-----|-----|------|--------|----------------|------------------|
| A51-04091 | 11S | 04E | 21 | NW | SE | | | OWYHEE | | |

| | |
|----------------------------------|----------------------------------|
| OTHER AJ CLAIMS WITH SAME AJ POD | WR RECORDS IN SAME 40 ACRE TRACT |
| A PREFIX | |
| R PREFIX | |
| A51-04092 | 51-04092 |
| R51-04092 | |
| A51-07291 | |

SOURCE: WICKAHONEY SPRING

TRIB: WICKAHONEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|------|------|------|-----|-----|-----|-----|------|--------|----------------|------------------|
| 51-04091 | 11S | 04E | 21 | | NW | SE | | | ONYHEE | | |

| OTHER WR RECORDS WITH SAME WR POD | AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX | R PREFIX |
|-----------------------------------|---|-----------|
| 51-04092 | A51-04092 | R51-04092 |
| | A51-07291 | |

SOURCE: WICKAHONEY SPRING

TRIB: WICKAHONEY CREEK

C. IS THE CLAIMED POOL WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

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

2. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA?

3. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM?

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

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

3. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

4. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

I. HOW WAS THE POD AND SOURCE VERIFIED?

Licensing Field Exam (Date of Field Exam)

MAJ FIELD EXAM (DATE OF FIELD EXAM 11/04/1993) NAME OF EXAMINER DMCIVUEC1) Y1 X N1 ()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: 04/30/1996: Point of diversion is located on State Land, as is claimed place of use. ETOC has filed a claim on the use (A51-04092) and BCLR has a pending application (51-07292) on

[illegible]

REVIEWED BY: T. Turner
DATE: 04/30/1996

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

Oct 30/1996: Ditches shallow + not maintained. TTN

CLAIM AS1-04091 INIT 177

T. R. S. Q/Q

P/D 115 046 21 NWSE

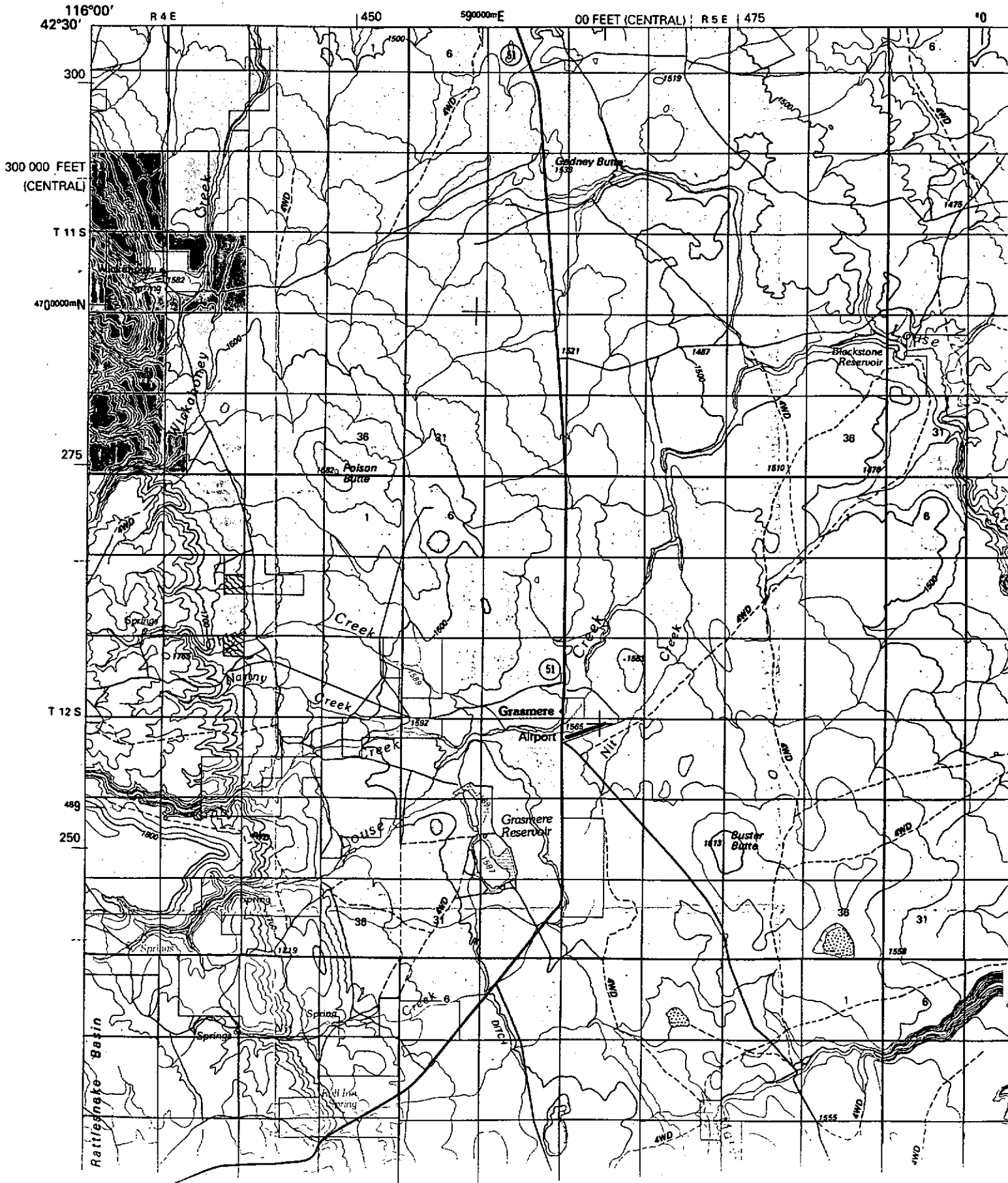
SCALE 1:100,000

PHOTO ID. BLM DATE 1989

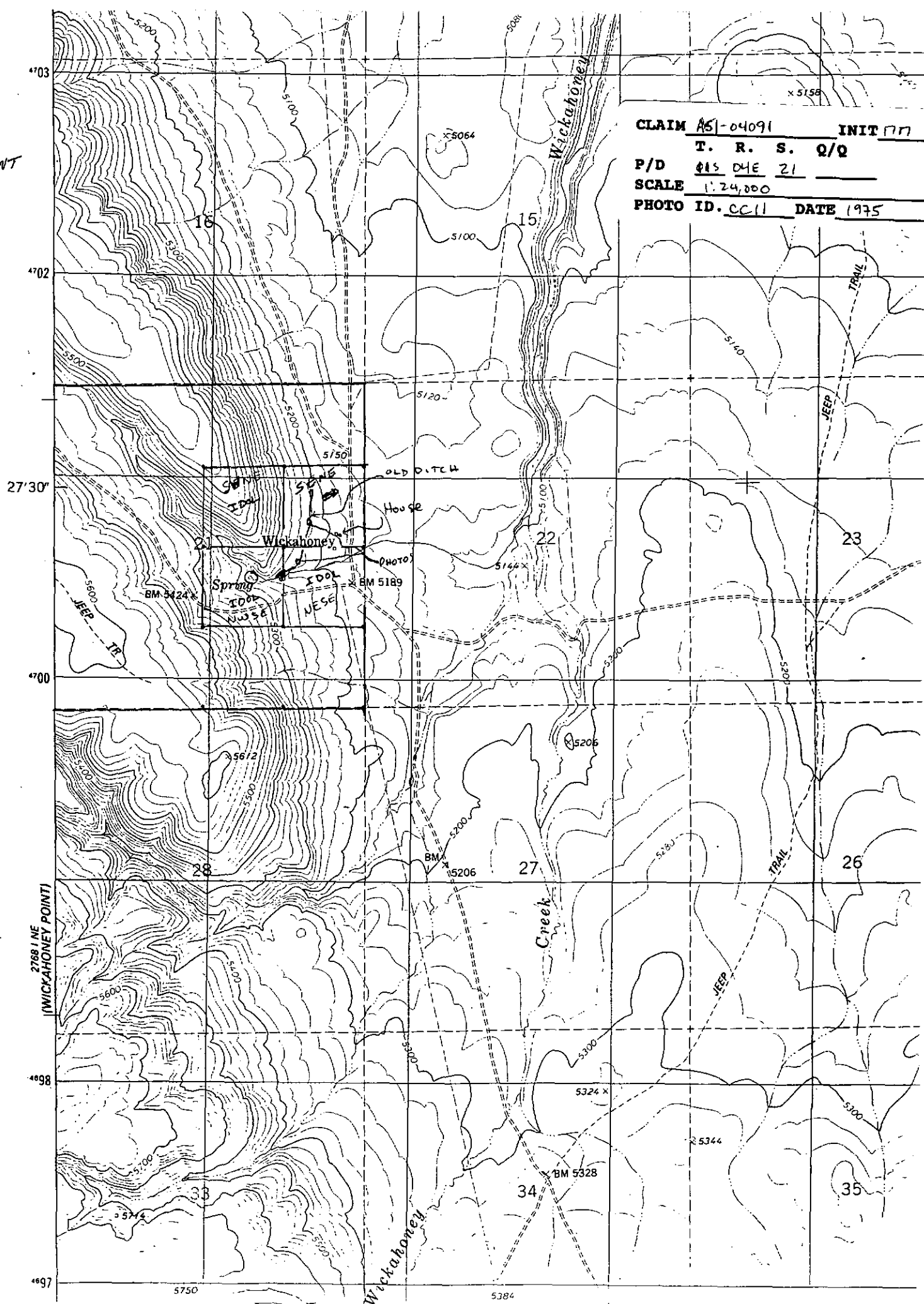
ATTACHMENT D

Blue = IDOL
Orange = BLM

SHEEP CREEK, IDAHO



Attachment
E



CLAIM AS-04091 INIT nn
T. R. S. Q/Q
P/D 415 DYE 21
SCALE 1:24,000
PHOTO ID. CC11 DATE 1975



PHOTOGRAPHER AND DATE OF PHOTOS MINICUCCI 11/04/1993

FILE NO. A51-04091 T15 R04E S.21 NENWSE



① PVC pipe outlet
from Spring
Discharges to
Natural
channel.



② Spring area.
Pipe & plastic
barrel are part
of BLT project
(51-07092)

A. ROOT WATER RIGHT NUMBERS: A51-04091

| B. POU LISTING | | | | | | | | | | | |
|----------------------|-----|-----|-----|-----|-----|----------------------|------------------|-----------------|-----------------|----------------|------------------|
| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
| 11S | 04E | 21 | NW | SE | | SIMPLOT LIVESTOCK CO | A51-04091 / | 51-04091 / 40.0 | | | Ø |
| | | | NW | SE | | STATE OF IDAHO | A51-04092 / | 51-04092 / | | | |
| | | | NW | SE | | STATE OF IDAHO | R51-04092 / | - / | | | |
| 11S | 04E | 21 | NW | SE | | SIMPLOT LIVESTOCK CO | A51-04091 / | 51-04091 / 40.0 | | | Ø |
| | | | NW | SE | | STATE OF IDAHO | A51-04092 / | 51-04092 / | | | |
| | | | NW | SE | | STATE OF IDAHO | R51-04092 / | - / | | | |
| 11S | 04E | 21 | NW | SE | | SIMPLOT LIVESTOCK CO | A51-04091 / 40.0 | 51-04091 / 40.0 | | | Ø |
| | | | NW | SE | | STATE OF IDAHO | A51-04092 / | 51-04092 / | | | |
| | | | NW | SE | | STATE OF IDAHO | R51-04092 / | - / | | | |
| ADDITIONAL POU FOUND | | | | | | | | | | | |

| | | | |
|--------------------|-----------|-------|--------|
| TOTAL ACRES | A51-04091 | 40.00 | 120.00 |
| POU COUNTY: OMYHEE | | | |

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

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

Y() N(X)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

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 |
|-----------|------------|----------------------|---------------------|-----------|--------|
| A51-04091 | STOCKWATER | SIMPLOT LIVESTOCK CO | FROM 01-01 TO 12-31 | 0.460 CFS | |
| A51-04091 | DOMESTIC | SIMPLOT LIVESTOCK CO | FROM 01-01 TO 12-31 | 0.040 CFS | |
| A51-04092 | STOCKWATER | STATE OF IDAHO | FROM 01-01 TO 12-31 | 0.020 CFS | |
| R51-04092 | STOCKWATER | STATE OF IDAHO | FROM 01-01 TO 12-31 | 0.020 CFS | |

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

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

N/A() Y(☒) N()

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

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

N/A() Y() N(☒)

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

Y(☒) N()

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

Y(☒) N()

CHECK DOCUMENTS USED TO VERIFY POB: ☒ ORTHOPHOTOQUAD, IDWR NO. CC 11; ☐ TOPOGRAPHIC QUAD, IDWR NO. _____;
☒ NAPP, IDWR NO. CC 11 NW; ☐ ASCS PHOTO; ☒ OTHER BLT

NOTES: 04/30/1996: There is no irrigation or domestic use @ claimed place of use or any adjacent private lands. Ditches are shallow, blown out in places, and unmaintained. No beneficial use found - no appreciable difference between land around homestead and surrounding desert. See photos, attached, taken in summer & spring conditions. ~~ADP~~ OA shows some possible irrigation in the NESE between pond & house site. This is where the ditches are most evident but there was no evidence of recent irrigation. This is IDOL land and the SW Area office of that agency has indicated that the grazing permit (No. G6496) specifically excludes irrigation. Based on the field exams & the NAPP, there is no longer any irrigation occurring from Wickahoney Spring. 05/01/1996: See IDOL correspondence on lack of use. Also com. memo w/ current staff of IDOL. For

RECOMMENDATIONS:

TOTAL ACRES: 0 N/A()
REVIEWED BY: CHC DATE: 04/30/1996



PHOTOGRAPHER AND DATE OF PHOTOS MM Minicucci 11/04/1993, 04/24/1995

FILE NO. A51-04091 T115 ROYE S.21



③ Old ditch in
SENE, west of
the house.

Shallow,
unmaintained

Photo taken

11/04/1993

Looking North



④ Same ditch as
above, taken in
NESE, closer
to the pond

Photo taken 04/24/1995

Looking North



PHOTOGRAPHER AND DATE OF PHOTOS 11/04/1993, 04/24/1995
FILE NO. ASL-04091 T113 R04E 5.21



⑥ ~~Claimed for~~
~~compared to~~
Possibly
(probably) old
POW, but not
claimed POW.
11/04/1993



⑥ Blewn out
ditch near
pond. NESE

ADJUDICATION MEMORANDUM

CLAIM NO.: AS1-04091SUBJECT: Ownership / Purpose of useEMPLOYEE: TITINICUCCIDATE: 10/12/1993

Idaho Dept of Lands indicated that T11S R04E S-21 NWSE is owned by the State. The grazing lease on that property (66496) is in the name of M.L. Investment.

A pipeline to be developed as a joint venture between IDOL & BLT. This project has run into snags but is still in the works. Water use for stock.

10/13/1993. SW area office, IDOL. Tracey Barrens confirmed the grazing lease to Simplot, but no irrigation is allowed under this permit. Development of Wickahoney Spring has been approved for BLT, not Simplot.

11/01/1993 IDOL SW Area Office. I spoke w/Bob regarding IDOL's correspondence of 03/22/1984. He indicated that the letter was probably written based on TR. Atkinson's personal observations in the field. There is no documentation of the irrigation use in IDOL's file.

11/01/1993: ASCS Office in Trawsing. I spoke with Gwen who indicated that no fields were drawn on these maps in either sections 21 or 22, T11S, R04E (1988 map).



STATE OF IDAHO

DEPARTMENT OF LANDS

Southwestern Idaho Area Office
8355 West State Street
Boise, Idaho 83703

March 22, 1984

RECEIVED
MAR 23 1984

Department of Water Resources
Boise, Idaho 83720

Dave Shaw
Department of Water Resources
Western Regional Office
450 W. State
Boise, ID 83720

Dear Dave:

We would like to file an exception concerning a claim to a water right No. 51-4091, by Simplot Livestock Company.

Our exception is based on five points:

1. Claimant filed on more water than is being produced by the spring.
2. Claimant uses a priority date of 1880, however the land that the water was being used on was not patented until 1908.
3. Location of use is not properly filled out. Claimant indicates the point of diversion is also point of use. Except for stock-water, this is not the case.
4. We feel that because we have used a portion of the flow for stock that is feeding on this land, we have an inferred claim and right.
- * 5. Diversion and ditches named in claim by claimant are unuseable and have been for some time. The water is neither used for irrigation or domestic purposes. *

Thank you for your consideration in this matter.

Sincerely,

ALAN G. ATKINSON
Area Supervisor

AGA/slp

cc CBRM

EQUAL OPPORTUNITY EMPLOYER

A. AJ CLAIMED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A51-04091 IRRIGATION | FROM 04-01 TO 11-01 | 2.000 CFS | |
| A51-04091 STOCKWATER | FROM 01-01 TO 12-31 | 0.460 CFS | |
| A51-04091 DOMESTIC | FROM 01-01 TO 12-31 | 0.040 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 2.000 CFS | |

B. WR RECORDED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 51-04091 IRRIGATION | FROM 01-01 TO 12-31 | 2.000 CFS | |
| 51-04091 STOCKWATER | FROM 01-01 TO 12-31 | 2.000 CFS | |
| 51-04091 DOMESTIC | FROM 01-01 TO 12-31 | 2.000 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 2.000 CFS | |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N(X)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(X) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N(X)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? N/A Y() N()

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

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

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

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(X) Y(X) N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y() N()

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

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

NOTES: 04/30/1996: Field exams found the only use for Wichahony Spring is for stockwater. This use has been filed on in the SRBA by the owner, Idaho Dept. of Lands. ~~then~~ Domestic use is abandoned. rrr

AJ CLAIM TOTAL DIVERSION RATE: 2.000 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 2.000 CFS

- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD Y/A, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

- 1a. IRRIGATION RATE
ACRES x 0.02 CFS/ACRE = CFS
(Taken from pou review)

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 80.0 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

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

Diversion amt review sheet con't has been deleted. (pg. 12)

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

| REC.
PURPOSE OF USE | REC. PERIOD | | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | | REC. CONS.
USE | |
|------------------------|-------------|-------|----------------------|-----------------------|----------|-------------------|----------|
| | FROM | TO | DATABASE | EXAMINER | DATABASE | EXAMINER | DATABASE |
| IRRIGATION | 04-01 | 11-01 | 2.000 | | | | 80.0 |
| STOCKWATER | 01-01 | 12-31 | 0.460 | | | | 80.0 |
| DOMESTIC | 01-01 | 12-31 | 0.040 | | | | 80.0 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| TOTAL FOR THIS RIGHT | | | 2.000 | | | | 80.0 |

NON-IRRIGATION USES CLAIMED: S/2000 HEAD CATTLE, D/1 HOUSEHOLD

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

REVIEWED BY: MM DATE: 04/30/1996

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
()
()
()

NEEDS
REVIEW
(X)
(X)
(X)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-04091

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.000

EXAMINER
DD

CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A51-04091 | 2.000 | - | - | 51-04091 | 2.000 |

TOTAL CFS 2.000

DIVERSION RATE REVIEW

2.000

DATABASE
(Y)
FIELD
EXAMINER
Y(DD) N()

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

04/30/1996: This water right is no longer used. Stock water is claimed
(and recommended) under A51-04092 (Idaho Dept of Lands, property owner) DD

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 08/30/1996

NAME OF FIELD EXAMINER: DARA TINICUCCI TITLE: SR WATER AGENT

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

- (X) ORTHOPHOTOQUAD DATE OF PHOTO 1979 IDWR ID NO. CC11 Y() N(X)
- (X) TOPOGRAPHIC DATE FIELD CHECKED 1975 IDWR ID NO. CC11 Y(X) N() (E)
- (X) NAPP DATE OF PHOTO 07/31/1987 IDWR ID NO. CC11NW Y() N(X)
- () 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()
- (X) OTHER BLM Map DATE 1989 Sheep Creek Quad Y(X) N() (D)
- () OTHER DATE Y() N()
- () OTHER DATE Y() N()

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

NO. OF
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
- (X) PHOTOGRAPHS DATE(S) PHOTOS TAKEN 11/04/1993, 04/24/1995 3 No. 1000 of domestic use (A)
- () SPLIT RIGHT REVIEW DATE REVIEW COMPLETED
- () HUBBLE ANALYSIS DATE ANALYSIS COMPLETED
- () CONVEYANCE LOSS ANALYSIS DATE ANALYSIS COMPLETED
- () FLOW MEASUREMENT CALCULATIONS DATE SYSTEM MEASURED
- (X) OTHER Conv. Memo DATE 10/12/1993 - 11/01/1993 1 IDOL (B)
- (X) OTHER IDOL CORP DATE 03/22/1984 1 Lack of reclamation (C)
- x IDWR CORP DATE 11/08/1993 3 Evidence of property (F)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:40:06
04/29/96

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A51-04091

| WR ELEMENT | DATA
DISCREPANCY
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | ELEMENT
DOCUMENTED
WHOM/DATE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|----------------------------|---|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | Y | 11/08/1993 | 177
10/04/1993 | Y | | 177
05/01/1996 | 177
05/01/1996 | |
| POINT OF DIV | | | | | | | | |
| SOURCE | | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES OF USE | | | | | | | | |
| PERIOD OF USE | Y | | | | | | | |
| BASIS OF CLAIM | | | | | | | | |
| REMARKS | | | | | | | | |

BARCODE UPDATED
WHOM/DATE

177 05/01/1996