

OFFICE OF STATE ENGINEER

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REVISED

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Name of Applicant *Ma b/c C Hutton* Permit *3219*

3219



FACING EAST & SOUTH TOWARDS WINTERCAMP
RANCH TRUST LANDS IN DEC. 24

8-24-93
PHOTOS TAKEN



FACING WEST TOWARDS WATERCAMP RANCH TRUST
LANDS
SOUTH

DEC'S 13, 14, 23 & 24, T. 75, R. 32

8-24-93 - PHOTOS TAKEN

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: **A55-02006**
Date Received: 7/29/1992
Receipt No: W015154
Received By: [Signature]

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

1. Name: THE WINTERCAMP RANCH TRUST 208-834-2383
Address: HC 79 BOX 2195
OREANA ID 83650

2. Date of Priority: OCT 21, 1907

3. Source: ROCK CREEK Trib. to: BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	02W	30	SW	SW	NW		OWYHEE
			SW	SE	SE		OWYHEE

5. Description of diverting works:
DIVERSION DAM IN CREEK WITH IRRIGATION VIA DITCHES & GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	11/15	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	03W	13	SW	SW		IRR	12.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	12.0
		14	NE	SE		IRR	38.0
			NW	SE		IRR	34.0
			SW	SE		IRR	33.0
			SE	SE		IRR	34.0
						Section Acres	139.0
		23	NE	NE		IRR	40.0
			NW	NE		IRR	19.0
			SW	NE		IRR	7.0
			SE	NE		IRR	38.0
			NE	SE		IRR	19.0
						Section Acres	123.0
		24	NW	NW		IRR	30.0
			SW	NW		IRR	19.0
			NW	SW		IRR	17.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	32.0
						Section Acres	178.0
						Total Acres	452.0

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:

CLAIM NOS. 55-02152B & 55-02208B - STORAGE & LIVEFLOW.

14. Remarks:

OWNERSHIP CHANGED 6-6-96. JS

15. Basis of Claim: LICENSE

Water Right Number: 3219

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 _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A55-02006

A55-02152B

A55-02208B

[] Old Mailing Address: THE WINTERCAMP RANCH TRUST

HC 79 BOX 2195

OREANA, ID 83650

[] New Mailing Address: PO BOX 343

JORDAN VALLEY, OR

97910

New Telephone Number: (208) 891-2620

[] Signature of Claimant: [Signature]

Date: THE WINTERCAMP RANCH TRUST

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:



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 1/23/95

5 South

1 East

7 S,

2 West

LEGAL DESCRIPTION OF PROPERTY: Township 7 S. Range 3 West

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.

RECEIVED
JAN 04 1996

Department of Water Resources

☐ 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)

RECEIVED

☐ Water Right Number(s)
Assigned by IDWR: _____

JAN 08 1996

WATER RESOURCES
WESTERN REGION

☐ Name and Address of Former Owner/Claimant(s)(Seller): Donald Barnhill (Farmers Home Administration)
HC 79 Box 2195, Oreana, Idaho 83650

☐ New Owner/Claimant (Purchaser): The Wintercamp Ranch Trust
HC 79 Box 2195, Oreana, Idaho 83650

☐ New Mailing Address: HC 79 Box 2195, Oreana, Idaho 83650

☐ New Telephone Number: (208) 834-2383

☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
Memorandum of Sale # 214764 attached.

☐ Attach proof of ownership, describe proof attached: copies of Deed and Memorandum of Sale

(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): WINTERCAMP RANCH TRUST by D. Barnhill Date 1-23-95

Date

☐ Signature of Former Owner/Claimant(s): Thomas T. Nicholson Date 1-23-95
David T. [Signature] Date 1-23-95

(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

JAN 04 1996

Department of Water Resources

MEMORANDUM OF SALE

NOTICE IS HEREBY GIVEN that the following described property has been sold under a Contract of Sale between the following named parties on January 20, 1995.

SELLERS: Thomas T. Nicholson and Diana Rae Nicholson, husband and wife, and David L. Putnam, a single person

ADDRESS: P.O. Box 690, Meridian, ID 83680

BUYERS: The Wintercamp Ranch Trust, a trust for the benefit of Jeff Barnhill, by Donald R. Barnhill, Trustee

ADDRESS: HC 79 Box 2195, Oreana, ID 83650

PROPERTY: Exhibit "A" attached hereto

Dated: this 23rd day of JANUARY 1995

Thomas T. Nicholson
Thomas T. Nicholson

Diana Rae Nicholson
Diana Rae Nicholson

David L. Putnam
David L. Putnam

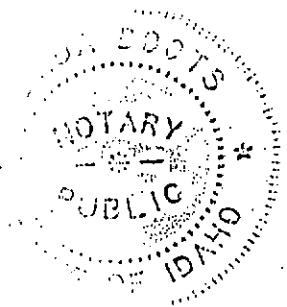
Donald R. Barnhill Trustee
Donald R. Barnhill, Trustee

STATE OF IDAHO)
ADA) ss
County of ~~Blaine~~)

On this 23RD day of JANUARY, 1995, before, the undersigned a Notary Public in and for the State, personally appeared THOMAS T. NICHOLSON, DIANA RAE NICHOLSON, AND DAVID L. PUTNAM

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

Lucia Burt
Notary Public for Idaho
Residing at: BOISE, ID
Comm. Expires. 5/31/95



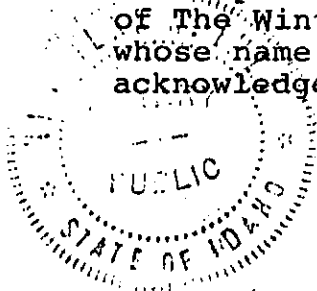
RECEIVED

JAN 04 1996

Department of Water Resources

STATE OF IDAHO)
) ss
County of Owyhee)

On this 23rd day of January, 1995,
before, the undersigned a Notary Public in and for the
State personally appeared Donald R. Barnhill, Trustee
of The Wintercamp Ranch Trust, known to me to be the person
whose name is subscribed to the within instrument and
acknowledged to me that he executed the same.



Richard K. Shli
Notary Public for Idaho
Residing at: Murphy, ID
Comm. Expires. 1/3/2000

214764

FILED-RECORDED

'95 JAN 24 PM 1 36

JIM HUNTLEY JR.

OWYHEE COUNTY RECORDER

AT E. Sheldahl

DEPUTY

REQUEST OF

Jim Shli, Esq.

FILE 9.00

INDEXED

RECORDED

RECEIVED

JAN 04 1996

Department of Water Resources

Exhibit "A" Land Description
File No. 01852(1)

IN TOWNSHIP 7 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY,
IDAHO

Section 30: E½SE½SE½

Section 31: NE½NE½NE½

Section 32: N½NW½, SW½NW½, W½NW½NE½

IN TOWNSHIP 7 SOUTH, RANGE 3 WEST, B. M., OWYHEE COUNTY,
IDAHO

Section 13: SW½SW½

Section 14: SE½

Section 23: NE½, N½SE½

Section 24: W½NW½, NW½SW½, S½SW½, SW½SE½

IN TOWNSHIP 5 SOUTH, RANGE 1 EAST, B. M., OWYHEE COUNTY,
IDAHO

Section 9: E½SE½, E½NE½

Section 10: NE½SW½, W½SW½, That part of the NW½ described
as follows:

A PORTION of the NW½ of Section 10, Township 5 South,
Range 1 East, B. M., Owyhee County, Idaho, and is more
particularly described as follows:

See plot

COMMENCING at the Northwest corner of said Section 10;
thence North 89°07'55" East along the North boundary of said
Section 10, a distance of 723.74 feet to the TRUE POINT OF
BEGINNING; thence continuing North 89°07'55" East along said
North boundary, a distance of 227.20 feet; thence South
23°08'34" West, a distance of 64.62 feet to a point on the
centerline of a county road; thence South 64°02'28" East
along said centerline, a distance of 1395.31 feet; thence
North 63°57'39" East, a distance of 518.39 feet; thence
North 19°52'56" East, a distance of 45.30 feet to a point on
the East boundary of said NW½; thence South 00°32'37" East
along said East boundary, a distance of 1461.67 feet; thence
South 89°14'25" West, a distance of 538.55 feet; thence
South 13°13'32" West, a distance of 779.70 feet to a point
on the South boundary of said NW½; thence South 88°50'08"
West along said South boundary, a distance of 1944.43 feet
to the W½ Corner of said Section 10; thence North 00°18'16"
West along the East boundary of said Section 10, a distance
of 2314.93 feet; thence North 89°07'55" East parallel with
the North boundary of said Section 10, a distance of 565.00
feet; thence North 24°44'58" East, a distance of 374.83 feet
to the TRUE POINT OF BEGINNING.

01852-7-16

RECEIVED

JAN 04 1996

Department of Water Resources

WARRANTY DEED

RECEIVED

JAN 08 1996

WATER RESOURCES
WESTERN REGION

FOR VALUE RECEIVED, DONALD BARNHILL, a single man, The Grantor, does hereby grant, bargain, sell and convey unto

THOMAS T. NICHOLSON and DIANA RAE NICHOLSON, husband and wife, and DAVID L. PUTNAM, the Grantees, whose current address is

P.O. Box 690, Meridian, ID 83680

the following described real property, located in Owyhee County, Idaho, to-wit:

EXHIBIT "A" attached hereto and made a part hereof

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water and ditch rights and rights of way for water and ditches.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances except: NONE

Subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises.

Taxes and assessments of all taxing units not yet due and payable.

Reservations in patents or state grants or in acts authorizing the issuance thereof.

FILED-RECORDED

95 JAN 23 AM 11 24

JIM HUNTLEY
OWYHEE COUNTY RECORDER
BY *C. Shubert*
DEPUTY

REQUEST OF
Mr. Hill & Co.
FEE *9.00*

INDEXED

RECORDED

214746

RECEIVED

JAN 04 1996

Department of Water Resources

All repayment contracts between any irrigation district within which the premises are situated and any government or agency.

The bonded debt of all taxing units within which said premises are located.

Restrictions imposed by law, ordinance, or regulation imposed by any governmental entity, department or agency.

Restrictions contained in any covenants of record affecting the premises.

All rights of way or easements affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not.

DATED: January 18, 1995

Donald Barnhill
Donald Barnhill

STATE OF IDAHO, COUNTY OF OWYHEE

On this 18th day of January, 1995, before me, a Notary Public in and for the State, personally appeared Donald Barnhill, a single man, known or identified to me to be the person whose name is subscribed to the within 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 date and year in this certificate first above written.



Nicholas K. Shih
Notary Public for Idaho
Residing at Murphy, Idaho
Commission Expires: 1/31/2000

Exhibit "A" Land Description
File No. 01852(1)

IN TOWNSHIP 7 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY,
IDAHO

Section 30: E $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$

Section 31: NE $\frac{1}{2}$ NE $\frac{1}{2}$ NE $\frac{1}{2}$

Section 32: N $\frac{1}{2}$ NW $\frac{1}{2}$, SW $\frac{1}{2}$ NW $\frac{1}{2}$, W $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$

IN TOWNSHIP 7 SOUTH, RANGE 3 WEST, B. M., OWYHEE COUNTY,
IDAHO

Section 13: SW $\frac{1}{2}$ SW $\frac{1}{2}$

Section 14: SE $\frac{1}{2}$

Section 23: NE $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{2}$

Section 24: W $\frac{1}{2}$ NW $\frac{1}{2}$, NW $\frac{1}{2}$ SW $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{2}$, SW $\frac{1}{2}$ SE $\frac{1}{2}$

IN TOWNSHIP 5 SOUTH, RANGE 1 EAST, B. M., OWYHEE COUNTY,
IDAHO

Section 9: E $\frac{1}{2}$ SE $\frac{1}{2}$, E $\frac{1}{2}$ NE $\frac{1}{2}$

Section 10: NE $\frac{1}{2}$ SW $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{2}$, That part of the NW $\frac{1}{2}$ described
as follows:

A PORTION of the NW $\frac{1}{2}$ of Section 10, Township 5 South,
Range 1 East, B. M., Owyhee County, Idaho, and is more
particularly described as follows:

COMMENCING at the Northwest corner of said Section 10;
thence North 89°07'55" East along the North boundary of said
Section 10, a distance of 723.74 feet to the TRUE POINT OF
BEGINNING; thence continuing North 89°07'55" East along said
North boundary, a distance of 227.20 feet; thence South
23°08'34" West, a distance of 64.62 feet to a point on the
centerline of a county road; thence South 64°02'28" East
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along said East boundary, a distance of 1461.67 feet; thence
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South 13°13'32" West, a distance of 779.70 feet to a point
on the South boundary of said NW $\frac{1}{2}$; thence South 88°50'08"
West along said South boundary, a distance of 1944.43 feet
to the W $\frac{1}{2}$ Corner of said Section 10; thence North 00°18'16"
West along the East boundary of said Section 10, a distance
of 2314.93 feet; thence North 89°07'55" East parallel with
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feet; thence North 24°44'58" East, a distance of 374.83 feet
to the TRUE POINT OF BEGINNING.

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: **A55-02006**
Date Received: 7/29/1992
Receipt No: W015154
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CAROL P GILBERT
Address: HC 79 BOX 2195
OREANA ID 83651 208-834-2383

2. Date of Priority: OCT 21, 1907

3. Source: ROCK CREEK Trib. to: BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	02W	30	SW	SW	NW		OWYHEE
			SW	SE	SE		OWYHEE

5. Description of diverting works:
DIVERSION DAM IN CREEK WITH IRRIGATION VIA DITCHES & GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	11/15	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	03W	13	SW	SW		IRR	12.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	12.0
		14	NE	SE		IRR	38.0
			NW	SE		IRR	34.0
			SW	SE		IRR	33.0
			SE	SE		IRR	34.0
						Section Acres	139.0
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			NW	SW		IRR	17.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	32.0
						Section Acres	178.0
						Total Acres	452.0

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:

CLAIM NOS. 55-02152B & 55-02208B - STORAGE & LIVEFLOW.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 3219

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): Carol Silbert Date: 12/2/94

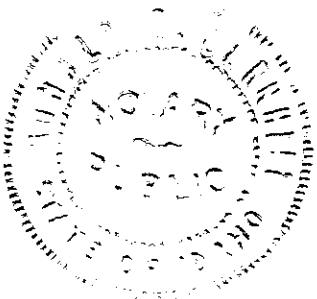
Date: _____

State of Idaho)
County of OWNYHEE) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of DEC 19 94 [Signature]
Notary Public

Seal

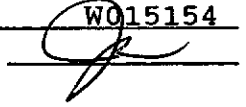
Residing at ONEANA, IDAHO
My Commission Expires LIFE



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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OREANA ID 83651

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Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	03W	13	SW	SW		IRR	12.0
						Section Acres	12.0
		14	NE	SE		IRR	38.0

MICROFILMED

SEP 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	03W	14	NW	SE		IRR	34.0
			SW	SE		IRR	33.0
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15. Basis of Claim: LICENSE

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Number of attachments: _____

MICROFILMED

SEP 29 1992

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 _____

MICROFILMED

SEP 29 1992

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
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07S	02W	30	SW	NW			OWYHEE
5. Description of diverting works:
DIVERSION DAM IN CREEK WITH IRRIGATION VIA DITCHES & GRAVITY FLOW
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	11/15	2.000		
7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	03W	13	SW	SW		IRR	12.0
						Section Acres	12.0
		14	NE	SE		IRR	38.0

MICROFILMED

SEP 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	03W	14	NW	SE		IRR	34.0
			SW	SE		IRR	33.0
			SE	SE		IRR	34.0
			Section Acres				139.0
		23	NE	NE		IRR	40.0
			NW	NE		IRR	19.0
			SW	NE		IRR	7.0
			SE	NE		IRR	38.0
			NE	SE		IRR	19.0
			Section Acres				123.0
		24	NW	NW		IRR	30.0
			SW	NW		IRR	19.0
			NW	SW		IRR	17.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	32.0
			Section Acres				178.0
			Total Acres				452.0

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:

CLAIM NOS. 55-02152B & 55-02208B - STORAGE & LIVEFLOW.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 3219

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: _____

MICROFILMED

SEP 29 1992

For Individuals:

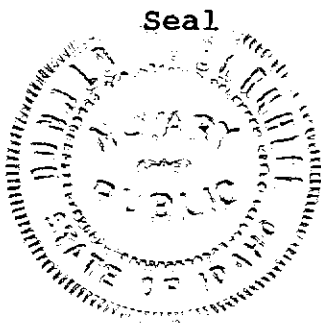
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Carol P. Giebert Date: 7-28-92

Date: _____

State of Idaho)
County of OWYHIE) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of July 19 92 [Signature]
Notary Public



Residing at OREANA IDAHO 83656
My Commission Expires LIFE

MICROFILMED

SEP 29 1992

WESTERN REGION

OWNER(S): INTERCAMP Trust

CLAIM NUMBERS 55-02006, 02208B, 02152B

AGENT _____ DATE _____

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM ACRES _____

READY FOR DECREE _____ (YES) SENT FOR DECREE _____ (YES)

FORM UPDATE: August 3, 1998

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

POLYGON CREATED ON 80 _____

POLYGON # (2185) () () () _____ UPDATED BY

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

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

B51-DBPOU.DBF _____ UPDATED BY

B51-DBPOD.DBF _____ UPDATED BY

RDH GPSTABLE

RECEIVED

FEB 06 2004

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

55-2006
55-2152B
55-2208B

CHANGE IN ADDRESS

This form can be used to notify the Department
of a change in address for Department records
(Please print or type)

[] Name(s): WINTERCAMP RANCH TRUST

TO DONALD R BARNHILL

[] Old Mailing Address: PO BOX 343

JORDAN VALLEY OREGON
97910

[] New Mailing Address: PO BOX 1

MURPHY IDAHO
83650

Telephone Number: (208) 867 - 6863

[] Signature(s)
(must be signed by all
individuals listed unless
you have authority to sign
on their behalf)

Wintercamp Ranch Trust
by [Signature] DONALD R BARNHILL
(include your title if on behalf of company or organization)

Date: 2/6/04

When complete, please mail or FAX this form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
FAX: (208) 769-1454

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
FAX: (208) 334-2348

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
FAX: (208) 525-7177

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
FAX: (208) 736-3037

Original sent
to S.O.

Decreed 1-27-99

SRBA

SUBCASE SUMMARY REPORT 55-02006

[Return to SRBA Home Page](#)

SRBA
02-06-2004

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 55-02006 FILE#: 00000
CLAIMANT: WINTERCAMP RANCH TRUST, THE
PO BOX 343

JORDAN VALLEY OR 97910
STATUS: PD ISSUED SPECIAL MASTER:
WATER SOURCE: ROCK CREEK TRIBUTARY: NORTH BOULDER CREEK

**** PARTIES INVOLVED ****

THE WINTERCAMP RANCH TRUST C PRO SE

**** ROA ENTRIES ****

01-27-1999 PARTIAL DECREE FILED

01-27-1999

[Return to SRBA Home Page](#)

OWNER CODE: C
NAME & ADDRESS: THE WINTERCAMP RANCH TRUST
PO BOX 343
JORDAN VALLEY OR 97910
(541) 891-2620
PRIORITY DATE: 10/21/1907
WATER USE: IRRIGATION STOCKWATER
USE PERIOD FROM TO: 04-15 10-15
DIVERSION RATE: 2.00 CFS
DIVERSION VOLUME: 0.24 CFS
TOTAL DIVERSION: 2.00 CFS

Water Source: ROCK CREEK
Tributary to: NORTH BOULDER CREEK
Point(s) of Diversion: T07S R02W S30 SWSNW SWSESE
Stage: LICENSE
OWYHEE County

Place of use Legal Description for: IRRIGATION																																								
NE																NW								SW								SE								
NENE				NWNE				SWNE				NENW				NWSW				SWSW				SESW				NESE				SWSE				SESE				
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	Lt	Ac	Lt	Ac	SUM							
07S	03W	13	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	22.0						
07S	03W	14	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	133.0						
07S	03W	23	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	112.0						
07S	03W	24	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	167.0						
																																TOTAL ACRES								434.0

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

PQU County: OWYHEE

Other Rights: 55-021528 & 55-022088

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- H03 - IRRIGATION PERIOD OF USE IS CURRENTLY ON APPEAL TO THE IDAHO SUPREME COURT. THE SRBA COURT RULED "IRRIGATION SEASON" IS ADEQUATE AND APPROPRIATE TO DESCRIBE THE PERIOD OF USE.
- APPELLANTS ARGUE A SPECIFIC CALENDAR DESCRIPTION IS NECESSARY TO DESCRIBE THE PERIOD OF USE FOR A WATER RIGHT. IF THE IDAHO SUPREME COURT OVERTURNS THE DECISION OF THE SRBA COURT ON USING "IRRIGATION SEASON" THE SPECIFIC CALENDAR DESCRIPTION SHOWN MAY BE USED.
- H04 - POSSIBLE ALTERNATIVE PERIOD OF USE 04/15 10/15
- SEE EXPLANATORY MATERIAL BELOW.
- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 55-021528 IS LIMITED TO A

Remarks:

TOTAL COMBINED DIVERSION RATE OF 9.20 CFS.

POU1

USE OF THIS RIGHT WITH RIGHT NO. 55-02152B AND 55-02208B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 434 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP

STOCKWATER, 1000 RANGE CATTLE.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments:

Date: 03/04/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) H03 H04 ADDED IF NOT ALREADY PART
OF RECORD THRU

Date: 04/28/1998 User-ID: JSHURTE Subject: STOCKWATER ADDED - NOE
PER THE NOTICE OF ERROR SUBMITTED STOCKWATER FOR UP TO A 1000
HEAD WAS ADDED TO THIS RIGHT. THE ORIGINAL LICENSE HAD DOMESTIC
AND IRRIGATION. THEREFORE, USING THE ACCOMPLISHED TRANSFER
STATUTE THE CHANGE IS FROM DOMESTIC TO STOCKWATER. ALSO ADDED
CONDITION NOS & NO8.

Audit:

04/28/98 JSHURTE

March 6, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED

MAR 23 1998

**WATER RESOURCES
WESTERN REGION**

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:

March 30, 1998

Water right number:

55-02006

THE WINTERCAMP RANCH TRUST

PO BOX 343

JORDAN VALLEY OR 97910

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): *PERIOD OF USE HAS BEEN HISTORICALLY DIFFERENT (SEASON) VARIES - PLUS NEED RELEASE OF STOCKWATER 1/1 - 12/31*
2. Describe the changes you wish to make in the proposed recommendation: *SEASON OF USE ADDITION OF STOCKWATER RELEASE 1/1 / 12/31*
3. Give a brief explanation as to why you disagree with these portions: *NO STOCKWATER RIGHT SEASON OF USE*

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

DATE: 3/12/98

SIGNATURE: THE WINTERCAMP RANCH TRUST

Please print your name: DM BARNHILL

OWNER CODE: C
NAME & ADDRESS: THE WINTERCAMP RANCH TRUST
PO BOX 343
JORDAN VALLEY OR 97910
(541) 891-2620
PRIORITY DATE: 10/21/1907
WATER USE: IRRIGATION
USE PERIOD FROM TO: 04-15 10-15
DIVERSION RATE: 2.00 CFS
DIVERSION VOLUME: 2.00 CFS
TOTAL DIVERSION: 2.00 CFS

Water Source: ROCK CREEK
Tributary to: NORTH BOULDER CREEK
Stage: LICENSE
Point(s) of Diversion: T07S R02W S30 SWSNW SWESE
OWYHEE County

Place of use Legal Description for: IRRIGATION									
NE					SW				
T	R	S	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07S	03W	13	:	:	:	:	:	:	:
07S	03W	14	:	:	:	:	:	:	:
07S	03W	23	:	:	:	:	:	:	:
07S	03W	24	:	:	:	:	:	:	:
SUM					SUM				
22.0					22.0				
133.0					133.0				
112.0					112.0				
167.0					167.0				
434.0					434.0				

POU County: OWYHEE

Other Rights: 55-02152B & 55-02208B

Conditions of Approval:
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 55-02152B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 9.20 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 55-02152B AND 55-02208B IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 434 ACRES IN A
SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 03/01/98 JSHURTE

12:19:32
02/07/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A55-02006

LAST: HATTON
ADDRESS:
CITY: XXXX
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: JOHN H

STATE: ID ZIP: XXXX

LAST: HATTON
ADDRESS:
CITY: OREANA
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: MAYBELLE C

STATE: ID ZIP: XXXX

LAST: GILBERT
ADDRESS: HC 79 BOX 2195
CITY: OREANA
PHONE NUMBER: 208-834-2383
OWNER CODE: 0

FIRST: CAROL P

STATE: ID ZIP: 83651

LAST: WINTERCAMP RANCH TRUST
ADDRESS: HC 79 BOX 2195
CITY: OREANA
PHONE NUMBER: 208-834-2383
OWNER CODE: C

FIRST: THE

STATE: ID ZIP: 83650

541-891-2620

FIELD EXAMINER
Y() N(X)

DATABASE

Y

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: GEN OWNERSHIP CHANGED 6-6-96. JS

deleted

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

See 55-82152B OUR.

A. AJ CLAIM: # A55-02006	PRIORITY DATE: 10-21-1907	STAGE: L
B. WR RECORD: # 55-02006	PRIORITY DATE: 10-21-1907	STAGE: L
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?		Y(☒) N(☐)
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?		Y(☐) N(☒)
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)		Y(☐) N(☒)
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?		N/A(☐) Y(☐) N(☐)
PROOF OF BENEFICIAL USE SUBMITTED		N/A(☐) Y(☐) N(☐)
FIELD EXAM COMPLETED		N/A(☐) Y(☐) N(☐)
FIELD EXAM SENT TO STATE OFFICE		N/A(☐) Y(☐) N(☐)
LICENSE ISSUED		N/A(☐) Y(☐) N(☐)

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

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

N/A(☐) Y(☐) N(☐)

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N(☐)

NOTES:

The acres being recommended are actual irrigated acres based on the plan for licensing in 1974 and re-calculated using GIS methodology. The 100 acres originally licensed under this right are included in the permissible PPL. A limiting condition is being put on this right to limit it to the irrigation of the rig. 100 acres within the PPL during the irrig. season. Per Dept. procedure & policy, the acres designated in 1974 are

RECOMMENDED PRIORITY DATE:

10-21-1907

REVIEWED BY

DATE 1-9-98

being recommended although the sprinkler system has not been used for many years due to illness of owner,

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A55-02006	07S 02W	30	SW	SW	NW	SE			ONYHEE	HATTON DAM DIVERSION	
A55-02006	07S 02W	30	SW	SW	SE	SE			ONYHEE	TRIANGLE DAM DIVERSION	
OTHER AJ CLAIMS WITH SAME AJ POD											
A PREFIX											
R PREFIX											
A55-02008											
R55-02152B											
R55-02152A											
R55-02208B											
A55-02152B											
A55-02208A											
A55-02208B											
A55-04150											
A55-10351											
A55-10352											
A55-10353											
A55-10354											

WR RECORDS IN SAME 40 ACRE TRACT
55-02152
55-02208

SOURCE: ROCK CREEK

TRIB: BOULDER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
55-02006	07S 03W	25	SE	SE	NE	NE			ONYHEE		
OTHER WR RECORDS WITH SAME WR POD											
A PREFIX											
R PREFIX											
NONE											
NONE											

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX
NONE
NONE

SOURCE: ROCK CREEK

TRIB: ~~BOULDER CREEK~~ NORTH BOULDER CREEK

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

* 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.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N(X)

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

Verified using licenses for 55-02152B & 02208B
plus field verification. Diversion is Triangle
Reservoir & the Hatton Dam diversion.

A. ROOT WATER RIGHT NUMBERS: A55-02006
R55-02006

B. PDU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	03W	13	SW	SW	13	WINTERCAMP RANCH TRUST, THE	A55-02006 / 12.0	55-02006 / 10.0		21	21
			SW	SW		WINTERCAMP RANCH TRUST, THE	A55-022088 / 12.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	A55-021528 / 12.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	R55-02006 / 12.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 12.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	R55-022088 / 12.0	-			
			SW	SW		GIUSTI, ANGELO	55-02208 / 12.0	-			
			SW	SW		STEINER, CHARLES W.	55-04150 / 12.0	-			
07S	03W	14	NE	SE	14	WINTERCAMP RANCH TRUST, THE	A55-02006 / 38.0	55-02006 / 8.0	5.0		38
			NE	SE		WINTERCAMP RANCH TRUST, THE	A55-022088 / 38.0	-			
			NE	SE		WINTERCAMP RANCH TRUST, THE	A55-021528 / 38.0	-			
			NE	SE		WINTERCAMP RANCH TRUST, THE	R55-02006 / 38.0	-			
			NE	SE		WINTERCAMP RANCH TRUST, THE	R55-021528 / 38.0	-			
			NE	SE		WINTERCAMP RANCH TRUST, THE	R55-022088 / 38.0	-			
			NE	SE		GIUSTI, ANGELO	55-02208 / 38.0	-			
			NE	SE		STEINER, CHARLES W.	55-04150 / 38.0	-			
07S	03W	14	NW	SE	14	WINTERCAMP RANCH TRUST, THE	A55-02006 / 34.0	55-02006 / 3.0	7.0		29
			NW	SE		WINTERCAMP RANCH TRUST, THE	A55-022088 / 34.0	-			
			NW	SE		WINTERCAMP RANCH TRUST, THE	A55-021528 / 34.0	-			
			NW	SE		WINTERCAMP RANCH TRUST, THE	R55-02006 / 34.0	-			
			NW	SE		WINTERCAMP RANCH TRUST, THE	R55-021528 / 34.0	-			
			NW	SE		WINTERCAMP RANCH TRUST, THE	R55-022088 / 34.0	-			
			NW	SE		GIUSTI, ANGELO	55-02208 / 34.0	-			
			NW	SE		STEINER, CHARLES W.	55-04150 / 34.0	-			
07S	03W	14	SW	SE	14	WINTERCAMP RANCH TRUST, THE	A55-02006 / 33.0	55-02006 / 5.0	19.0		26
			SW	SE		WINTERCAMP RANCH TRUST, THE	A55-022088 / 33.0	-			
			SW	SE		WINTERCAMP RANCH TRUST, THE	A55-021528 / 33.0	-			
			SW	SE		WINTERCAMP RANCH TRUST, THE	R55-02006 / 33.0	-			
			SW	SE		WINTERCAMP RANCH TRUST, THE	R55-021528 / 33.0	-			
			SW	SE		WINTERCAMP RANCH TRUST, THE	R55-022088 / 33.0	-			
			SW	SE		GIUSTI, ANGELO	55-02208 / 33.0	-			
			SW	SE		STEINER, CHARLES W.	55-04150 / 33.0	-			
07S	03W	14	SE	SE	14	WINTERCAMP RANCH TRUST, THE	A55-02006 / 34.0	55-02006 / 10.0	26.0		40
			SE	SE		WINTERCAMP RANCH TRUST, THE	A55-022088 / 34.0	-			
			SE	SE		WINTERCAMP RANCH TRUST, THE	A55-021528 / 34.0	-			
			SE	SE		WINTERCAMP RANCH TRUST, THE	R55-02006 / 34.0	-			
			SE	SE		WINTERCAMP RANCH TRUST, THE	R55-021528 / 34.0	-			
			SE	SE		WINTERCAMP RANCH TRUST, THE	R55-022088 / 34.0	-			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	UR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	03W	23	SE	SE		GIUSTI, ANGELO STEINER, CHARLES W.	55-02208 / 34.0 55-04150 / 34.0				
07S	03W	23	NE	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 20.0		38.0		40
			NE	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 40.0				
			NE	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 40.0				
			NE	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 40.0				
			NE	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 40.0				
			NE	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 40.0				
			NE	NE		GIUSTI, ANGELO	55-02208 / 40.0				
			NE	NE		STEINER, CHARLES W.	55-04150 / 40.0				
07S	03W	23	NW	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 19.0	55-02006 / 4.0	4.0		15
			NW	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 19.0				
			NW	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 19.0				
			NW	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 19.0				
			NW	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 19.0				
			NW	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 19.0				
			NW	NE		GIUSTI, ANGELO	55-02208 / 19.0				
			NW	NE		STEINER, CHARLES W.	55-04150 / 19.0				
07S	03W	23	SW	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 7.0				3
			SW	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 7.0				
			SW	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 7.0				
			SW	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 7.0				
			SW	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 7.0				
			SW	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 7.0				
			SW	NE		GIUSTI, ANGELO	55-02208 / 7.0				
			SW	NE		STEINER, CHARLES W.	55-04150 / 7.0				
07S	03W	23	SE	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 38.0	55-02006 / 10.0	32.0		38
			SE	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 38.0				
			SE	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 38.0				
			SE	NE		WINTERCAMP RANCH TRUST, THE	55-02006 / 38.0				
			SE	NE		WINTERCAMP RANCH TRUST, THE	55-021528 / 38.0				
			SE	NE		WINTERCAMP RANCH TRUST, THE	55-02208 / 38.0				
			SE	NE		GIUSTI, ANGELO	55-02208 / 38.0				
			SE	NE		STEINER, CHARLES W.	55-04150 / 38.0				
07S	03W	23	NE	SE		WINTERCAMP RANCH TRUST, THE	55-02006 / 19.0	55-02006 / 2.0	15.0		19
			NE	SE		WINTERCAMP RANCH TRUST, THE	55-02208 / 19.0				
			NE	SE		WINTERCAMP RANCH TRUST, THE	55-021528 / 19.0				
			NE	SE		WINTERCAMP RANCH TRUST, THE	55-02006 / 19.0				
			NE	SE		WINTERCAMP RANCH TRUST, THE	55-021528 / 19.0				
			NE	SE		WINTERCAMP RANCH TRUST, THE	55-02208 / 19.0				
			NE	SE		GIUSTI, ANGELO	55-02208 / 19.0				
			NE	SE		STEINER, CHARLES W.	55-04150 / 19.0				

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	03W	24	NW	NW		WINTERCAMP RANCH TRUST, THE	A55-02006 / 30.0	55-02006 / 15.0	24.0		24
			NW	NW		WINTERCAMP RANCH TRUST, THE	A55-021528 / 30.0	-			
			NW	NW		WINTERCAMP RANCH TRUST, THE	A55-02006 / 30.0	-			
			NW	NW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 30.0	-			
			NW	NW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 30.0	-			
			NW	NW		WINTERCAMP RANCH TRUST, THE	R55-022088 / 30.0	-			
			NW	NW		GIUSTI, ANGELO	A55-022088 / 30.0	-			
			NW	NW		STEINER, CHARLES W.	55-02208 / 30.0	55-04150 / 30.0			
			NW	NW							
07S	03W	24	SW	NW		WINTERCAMP RANCH TRUST, THE	A55-02006 / 19.0	55-02006 / 10.0	24.0		19
			SW	NW		WINTERCAMP RANCH TRUST, THE	A55-022088 / 19.0	-			
			SW	NW		WINTERCAMP RANCH TRUST, THE	A55-021528 / 19.0	-			
			SW	NW		WINTERCAMP RANCH TRUST, THE	R55-02006 / 19.0	-			
			SW	NW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 19.0	-			
			SW	NW		WINTERCAMP RANCH TRUST, THE	R55-022088 / 19.0	-			
			SW	NW		GIUSTI, ANGELO	A55-022088 / 19.0	-			
			SW	NW		STEINER, CHARLES W.	55-02208 / 19.0	55-04150 / 19.0			
			SW	NW							
07S	03W	24	NW	SW		WINTERCAMP RANCH TRUST, THE	A55-02006 / 17.0	55-02006 / 3.0	24.0		13
			NW	SW		WINTERCAMP RANCH TRUST, THE	A55-021528 / 17.0	-			
			NW	SW		WINTERCAMP RANCH TRUST, THE	R55-02006 / 17.0	-			
			NW	SW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 17.0	-			
			NW	SW		WINTERCAMP RANCH TRUST, THE	R55-022088 / 17.0	-			
			NW	SW		WINTERCAMP RANCH TRUST, THE	A55-022088 / 17.0	-			
			NW	SW		GIUSTI, ANGELO	55-02208 / 17.0	55-04150 / 17.0			
			NW	SW		STEINER, CHARLES W.					
			NW	SW							
07S	03W	24	SW	SW		WINTERCAMP RANCH TRUST, THE	A55-02006 / 40.0	-	21.0		40
			SW	SW		WINTERCAMP RANCH TRUST, THE	A55-021528 / 40.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	R55-02006 / 40.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 40.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	R55-022088 / 40.0	-			
			SW	SW		WINTERCAMP RANCH TRUST, THE	A55-022088 / 40.0	-			
			SW	SW		GIUSTI, ANGELO	55-02208 / 40.0	55-04150 / 40.0			
			SW	SW		STEINER, CHARLES W.					
			SW	SW							
07S	03W	24	SE	SW		WINTERCAMP RANCH TRUST, THE	A55-02006 / 40.0	-			40
			SE	SW		WINTERCAMP RANCH TRUST, THE	A55-022088 / 40.0	-			
			SE	SW		WINTERCAMP RANCH TRUST, THE	A55-021528 / 40.0	-			
			SE	SW		WINTERCAMP RANCH TRUST, THE	R55-02006 / 40.0	-			
			SE	SW		WINTERCAMP RANCH TRUST, THE	R55-021528 / 40.0	-			
			SE	SW		WINTERCAMP RANCH TRUST, THE	R55-022088 / 40.0	-			
			SE	SW		GIUSTI, ANGELO	55-02208 / 40.0	55-04150 / 40.0			
			SE	SW		STEINER, CHARLES W.					
			SE	SW							
07S	03W	24	SW	SE		WINTERCAMP RANCH TRUST, THE	A55-02006 / 32.0	-	20.0		32
			SW	SE		WINTERCAMP RANCH TRUST, THE	A55-022088 / 32.0	-			
			SW	SE		WINTERCAMP RANCH TRUST, THE	A55-021528 / 32.0	-			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
SW	SE					MILLER LAND CO INC	A55-10252 /	-			
SW	SE					MILLER LAND CO INC	55-10252 /	-			
SW	SE					WINTERCAMP RANCH TRUST, THE	R55-02006 / 32.0	-			
SW	SE					WINTERCAMP RANCH TRUST, THE	R55-021528 / 32.0	-			
SW	SE					WINTERCAMP RANCH TRUST, THE	R55-022088 / 32.0	-			
SW	SE					GIUSTI, ANGELO		55-02208 / 32.0			
SW	SE					STEINER, CHARLES W.		55-04150 / 32.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A55-02006	452.00	100.00	259.00	437
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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

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A55-02006	ROCK CREEK	WINTERCAMP RANCH TRUST, THE	2.000	0.004		
R55-02006	ROCK CREEK	WINTERCAMP RANCH TRUST, THE	2.000	0.004		
A55-021528	ROCK CREEK	WINTERCAMP RANCH TRUST, THE	11.160	0.024	1644.00	3.63
R55-021528	LOUISA CREEK	WINTERCAMP RANCH TRUST, THE	11.160	0.024	1644.00	3.63
R55-022088	ROCK CREEK	WINTERCAMP RANCH TRUST, THE	11.160	0.024	1184.00	2.61
A55-022088	ROCK CREEK	WINTERCAMP RANCH TRUST, THE	11.160	0.024	1184.00	2.61

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A55-10252	STOCKWATER	MILLER LAND CO INC	FROM 01-01 TO 12-31	0.120 CFS	
55-10252	STOCKWATER	MILLER LAND CO INC	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:

See 55-02152B

OTHER RIGHTS LISTED IN CLAIM: CLAIM NOS. 55-02152B & 55-02208B - STORAGE & LIVEFLOW.

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

for the 100 acres licensed
☐ N/A ☒ Y ☐ N

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

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

☐ N/A ☒ Y ☐ N

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

☐ Y ☒ N

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

☐ Y ☒ N

CHECK DOCUMENTS USED TO VERIFY POI: ☒ ORTHOPHOTOQUAD, IDWR NO. AA55; () TOPOGRAPHIC QUAD, IDWR NO. _____;
☒ NAPP, IDWR NO. AA5507E; ☒ ASCS PHOTO; () OTHER _____

NOTES:

*Area recommended as acre indicated during
1971 yield exam by the Dept & subdivided
using the GTS method - see colored map
attached.*

RECOMMENDATIONS:

TOTAL ACRES: 4037 N/A ()
REVIEWED BY: [Signature] DATE: 1-8-98

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A55-02006 IRRIGATION	FROM 04-15 TO 11-15	2.000 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
55-02006 IRRIGATION	FROM TO	2.000 CFS	
55-02006 DOMESTIC	FROM TO		
TOTAL DIVERSION RATE/VOLUME		2.000 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? ☒ Y ☐ ND. 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 ☐ NF. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? ☒ Y ☐ NG. 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 ☐ NJ. 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:

N/A

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()

FLOW MEASUREMENT

E. MEASUREMENT METHOD Mannings on Station Dam Capacity
12.6 cfs 12.6 cfs

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 2.0 x 0.02 CFS/ACRE = 8.74 CFS NOTE THIS RIGHT WILL ONLY BE
ACRES (Taken from pou review) RECOMMENDED FOR
AMOUNT LICEN \$50 - 2.0

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

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

2. IRRIGATION DIVERSION VOLUME N/A AF/A

CLAIMED DIVERSION VOLUME =

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE N/A AF/A

CLAIMED CONSUMPTIVE USE =

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 ()

9.20 cfs originally
licensed for them
original 452 acres.
9.20 ÷ 452 = .02035 cfs
7 437 acres = 8.89 cfs.
leaving .31 cfs which
is covered by ditch
was. See ditch box
calc. attached.
Recommend 9.2 cfs for
total cfs

NOTES:

Same as license.

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	DATABASE EXAMINER	DATABASE EXAMINER	REC. DIV VOL. AF/A	DATABASE EXAMINER	REC. CONS. USE
IRRIGATION	3-15 11-15	2.000	2.0	0.0	NA	0.0	NA
TOTAL FOR THIS RIGHT							

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: [Signature]

DATE: 1-8-98

FLAG:

STANDARD CONDITIONS (CODE):

NA

STANDARD REMARKS (CODE):

OUT - Use of this rt w/rt #55-02152B limited to 9.2 cfs.

PMU - Use of this with 55-02152B & 02208B limited to irig. of a total of 437 acres. This right is limited to the irig. of 100 acres within the PMU in an irig. season. (Due to the irig. license only being for 100 acres).

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

2003 - Accomplished Change in PMU
2005 - " " in PMU - for Renewable space of water

A. CHECK ONLY THE FOLLOWING THAT APPLY:

N/A

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW *N/A*

ROOT WATER RIGHT NUMBER: 55-02006

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
-	A55-02006	2.000	R55-02006	2.000	55-02006	2.000
TOTAL CFS		2.000		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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

AUTHENTICATION:

SIGNATURE: _____

DATE: 1-8-98

NAME OF FIELD EXAMINER: *JAN THURTELL*

TITLE: *WATER RIGHTS SUPERVISOR*

NOTE: See photos & ditch box calc. in 55-02152 B
See map in 55-02152A of both ranches

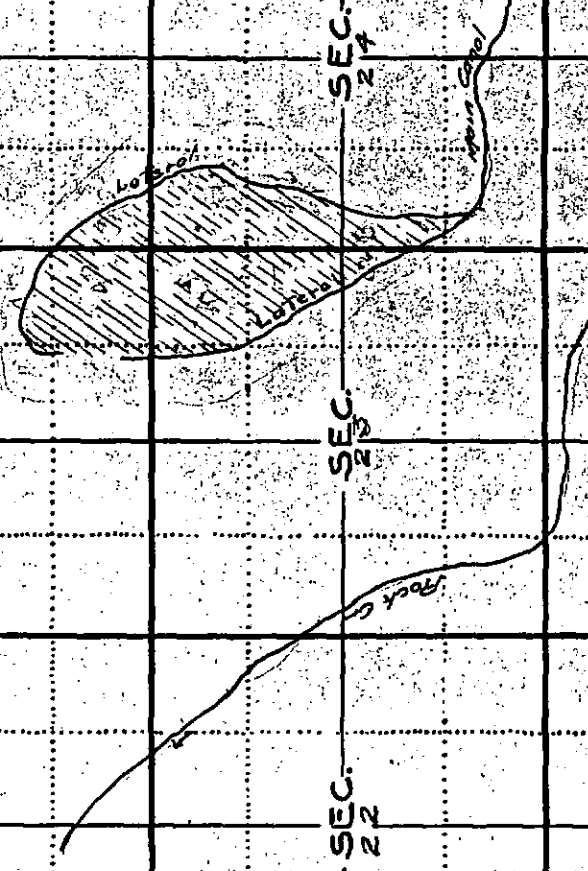
Name of Applicant *Ma. b. C. Hutton* Permit *3219*

3219

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, ID

RECEIVED
AUG 15 1913
OFFICE OF STATE ENGINEER



151
Y

County: Owyhee.
 Stream: Rock Creek.
 Amount: 2 Sec.ft.
 Use: Irrigation.
 Priority: 10/21/07

STATE OF IDAHO

Water License No. 3219

WHEREAS, On the 21st day of October, A. D. 1907, JOHN H. HATTON,

of Oresana, County of Owyhee, State of Idaho, duly made application (No. 4501) to me for a permit to use 12 cubic feet per second of the waters of ROCK CREEK,

County of Owyhee, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 26th day of October, A. D. 1907, Permit No. 3219 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 26th day of October, A. D. 1910, and for the application to beneficial use of said water on or before the 26th day of October, A. D. 1911, and,

WHEREAS, On the 26th day of October, A. D. 1910, JOHN H. HATTON,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 12 cubic feet per second of said waters, as evidenced by my Certificate No. 3219 dated May 27, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 12 cubic feet per second of said water, with date of priority of October 21, 1907, and

WHEREAS, On the 9th day of December, A. D. 1912, MAYBELLE C. HATTON, Widow of John H. Hatton, deceased,

the holder of said permit, duly made proof of the application to beneficial use of 2 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to MAYBELLE HATTON,

of Oresana, County of Owyhee, State of Idaho, the holder and owner of said Permit No. 3219, a perpetual right, dating from October 21, 1907 to the use of two (2) cubic feet per second of the waters of Rock Creek,

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point about 150 feet South from Northeast corner of Section 25, Twp. 7 S., R. 3 W. B. M.,

and conducted to and upon 100 acres divided as follows: 3 A. in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 10 A. in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 15 A. in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, 10 A. in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13; 8 A. in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 10 A. in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, 20 A. in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 10 A. in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 2 A. in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 4 A. in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, 5 A. in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 3 A. in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, all in T. 7 S., R. 3 W. B. M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 15th day of September, A. D., nineteen hundred and thirteen.

F.P.King,

(Seal)

State Engineer.

5 2006

REPORT OF ENGINEER

1. State name of applicant and number of permit: Noble C. Hattan
2. State source of water supply: Rock Co.
3. Location of point of diversion: SE NE Sec 25 T 7 S R 3 W 8 N

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: Five ft.
- (b) Width at water line: Eleven ft.
- (c) Depth of water: Five ft.
- (d) Grade per mile: 4.5 feet
- (e) Capacity of ditch: More than 12.5 second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

Indications are that about 1/2 capacity have been turned into canal

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract: SW 1/4 Sec 13, SE 1/4 Sec 14, NW 1/4 Sec 14, SW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14

SW 1/4 Sec 13, SE 1/4 Sec 14, NW 1/4 Sec 14, SW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14

SW 1/4 Sec 13, SE 1/4 Sec 14, NW 1/4 Sec 14, SW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14

SW 1/4 Sec 13, SE 1/4 Sec 14, NW 1/4 Sec 14, SW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14, NW 1/4 Sec 14

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and

cross hatch lands to be irrigated.

Remarks: While at present all land above described is not growing crop, work has been performed to put it in cultivation and it has been improved to comply with desert entry requirements.

RECEIVED

AUG 15 1913

OFFICE OF STATE ENGINEER

J. M. Burkett

Aug 15, 13

STATE OF IDAHO,

County of _____ ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

3219

REQUEST ^{ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED}
PAPER DOCUMENTS MADE & GIVEN TO DON
BARNHILL (750 COPIES) PICTURES HE CAME IN
TOOK PICTURES OF OUR
PICTURES IN FILES

COMPLETE (EVERY DOCUMENT, PICTURE, ETC
OF WATER RESOURCE BOARD FILES REGARDING
WATER FILINGS, RESERVOIR PERMITS, FILINGS &
WORK IN PROGRESS REPORTS, DEPARTMENT AND
PRIVATE COMMUNICATION ETC.

OF TRIANGLE RESERVOIR, AND RELATED WATER
FILINGS

WE REQUEST DOCUMENTATION IN DUPLICATE AND
~~THESE~~ COPIES OF FILE PHOTOS MADE OFF OF
THE FILE NEGATIVES (OR THE PHOTOS)
THEMSELVES - ACTUAL PHOTOS NOT PHOTO
COPIES OF THE PHOTOS; ALSO IN DUPLICATE

THIS REQUEST IS IN PREPARATION FOR
POSSIBLE LITIGATION AND IT IS IMPERATIVE
THAT ALL DOCUMENTS, PHOTOS, REPORTS AND
FILES BE REPRESENTED

Sincerely
[Signature]

Von RICHARD ELSMANN ATTNEY
NANPA 10A40

467 3100 if any questions
on

THIS REQUEST
REC'D 8/92.

8342383
DON BARNHILL

MICROFILMED
SEP 29 1992

**RINGERT
CLARK**
CHARTERED
LAWYERS

COPIES OF LETTER DATED JULY 14, 1992, DILL
RINGERT SENT TO DON BARNHILL AFTER DITCH
IN DISPUTE WAS BLOCKED OFF BY DON BARNHILL

July 14, 1992

William F. Ringert
D. Blair Clark
Andrew M. Harrington
James G. Reid
Jeffrey R. Christenson
James P. Kaufman
Laura E. Burri
David Hammerquist
Daniel V. Steenson

Samuel Kaufman (1921-1986)

Mr. Don Barnhill
c/o Carol P. Gilbert
Oreana Route
Murphy, ID 83650

Re: Water Rights - Rock Creek and Louisa Creek

Dear Mr. Barnhill:

Charles W. Steiner has consulted me regarding the distribution of water through the divider box immediately below the outlet of Triangle Reservoir. You are reported to be the person who removed the divider box, made a cut in the left-hand lateral, and filled the first 30 feet or so of the left hand lateral extending from the divider box.

It is reported to me that you are purchasing the ranch owned by Mrs. Carol P. Gilbert, which receives the water that is released from the Triangle Reservoir.

Mr. Steiner, his son John Steiner, and Lester Buck met with me on July 8 to discuss the situation and to explain the history and operation of the Triangle Reservoir. On July 10 I visited the Triangle Ranch and examined the Triangle dam and some of the main ditches on the Triangle Ranch, as well as the Bachman dam and reservoir on Louisa Creek.

Although I expect to obtain additional information regarding the dam and the ditches and the manner in which they have been operated, for purposes of the Snake River Basin Adjudication, I believe the information I obtained last week, together with a review of maps, aerial photographs, water licenses and notices of claims in the adjudication, is sufficient to conclude that you had no authority to remove the divider box and to cut the bank and then fill in the left-hand ditch, and that you will be liable to Mr. Steiner for the cost of rebuilding the divider box and clearing the ditch, and for crop loss resulting from loss of use of the water before the divider box is replaced and the ditch is cleared.

Based on that conclusion, I have advised Mr. Steiner to install a temporary facility of whatever nature he deems appropriate to properly divide the water that is being released from the Triangle Reservoir between his ranch and the ranch you are purchasing from Mrs. Gilbert.

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The Triangle Dam was constructed pursuant to a verbal agreement between Angelo Giusti, Mr. Steiner's predecessor in interest, and E. P. Lawrence, Mrs. Gilbert's predecessor in interest, in the fall and winter of 1964-1965. According to Mr. Buck, who owned a 10% interest in the Triangle Ranch and was a participant with Mr. Giusti in the agreement, the deal was that Mr. Lawrence would contribute \$65,000.00 toward construction of the dam, and the owners of Triangle Ranch would contribute the use of the land and would manage the construction. The agreement further provided that the storage capacity of the reservoir created by construction of the dam would be divided equally between the two ranches.

After the dam was constructed, Giusti and Buck installed the upper headgate and constructed a ditch extending from that headgate to the west, and they extended that ditch to join up with the old highline ditch that delivered water from Louisa Creek. It appears that the highline ditch might have been enlarged at that time, also.

At the time the Triangle dam was constructed, the Triangle Ranch already had established water rights with 1898 priority in Louisa Creek, and in Rock Creek/Louisa Creek with 1908 priority. The 1898 water right is for 3.0 cfs and includes 900 acre feet of storage, which probably has a later priority date, since the dam on Louisa Creek reportedly was not completed until about 1923 or 1924. The 1908 water right is for 3.14 cfs.

The ditches extending from the outlet of the Triangle Reservoir, or earlier versions of those ditches at approximately the same locations, were used to divert and distribute water under the 1898 and 1908 water rights. Mr. Charles Steiner and Mr. Buck informed me that, insofar as they know, the right-hand ditch was never a part of the delivery system for the Lawrence/Gilbert Ranch, and that water from Rock Creek for that ranch always has been diverted at the Hatten Dam near the west boundary line of Section 30, Township 7 South, Range 2 West, B.M. Water diverted through the two ditches that serve the 1898 and 1908 water rights, to the extent it was not consumed in irrigation on the Triangle Ranch, returned to the channel of Rock Creek and became part of the source of water for the portion of the Triangle Ranch below the Hatten Dam and for the irrigation of the Lawrence/Gilbert Ranch, under whatever flow rights might exist for that ranch.

It is my recollection that Mr. Buck told me that he and Mr. Giusti acquired the Triangle Ranch in the mid-1950's and that

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during the entire time of his acquaintance with the ranch the owners of the Lawrence/Gilbert Ranch never did participate in the operation or maintenance of the right-hand ditch below the Triangle dam.

Apparently the basis for your removal of the divider box and blockage of the left-hand ditch is your theory that the Triangle Ranch is entitled to receive water from or through the Triangle dam only when the water level is high enough to supply water through the upper headgate. The theory ignores the fact that the agreement was that the stored water would be divided equally between the two ranches, and ignores the fact that under the 1898 and 1908 water rights the Triangle Ranch is entitled to divert 6.14 cfs at the outlet of the reservoir, because that outlet was substituted for the original points of diversion under those two water rights, when the original points of diversion were obliterated by the construction of the dam.

Also, your theory fails to recognize that the reservoir has been operated from the outset in accordance with the agreement that the water would be divided equally between the two ranches.

It seems to me that in the past the two ranches have been able to operate in a cooperative manner that serves the best interests of both. There probably is some efficiency available by carrying water in the right-hand ditch instead of in the channel of Rock Creek, to the backwaters of the Hatten Reservoir. Without taking into account the comparison of seepage loss from the creek channel as compared to ditch loss in the right-hand ditch, part of the water right for the Lawrence/Gilbert Ranch can be satisfied by return flow from the Triangle Ranch. Apparently these considerations and others were taken into account in the past, and they should be taken into account now. The past methods of operation avoided the necessity for such other technicalities as measuring the natural flow of Rock Creek and the natural flow, combined with storage release, from Louisa Creek, at the points where those waters enter the Triangle Reservoir. As far as I can tell those flows need to be taken into consideration at all times during the irrigation season, because the priorities of those water rights are earlier than the priority of any of the 1965 priorities established by construction of the Triangle Dam.

If you have some substantial evidence to refute what I have discussed above, please send it to me immediately for evaluation and analysis. In the meantime, this letter constitutes formal notice to you that the Triangle Ranch is entitled to the natural

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flow of Rock Creek and the natural flow and released storage of Louisa Creek, up to a maximum of 6.14 cfs, as well as one-half of the water stored in the Triangle Reservoir, all of which Mr. Steiner is entitled to divert into his two ditches at the outlet of the Triangle Reservoir. If you have a problem obtaining the amount of water to which the Lawrence/Gilbert Ranch is entitled under the agreement covering the Triangle Reservoir, this letter further constitutes formal notice to you to contact me so that efforts can be made to work out the problem, instead of violating Mr. Steiner's property rights by destroying his diversion works and cutting the low bank or filling in his ditch and thus depriving him of water which he is lawfully diverting into his ditches.

I am enclosing copies of Idaho Code § 18-4306 and Idaho Code § 18-7019, and I ask that you carefully analyze these statutes in evaluating your situation at the Triangle Reservoir. I ask you to consider, also, the fact that there is no written easement for whatever interest the Lawrence/Gilbert Ranch might have in the Triangle Dam and in the Triangle Reservoir, which indicates to me that under Idaho law the use of Triangle Ranch property for your interest in the dam and reservoir is under a license, and that license is subject to revocation by the landowner at any time after the holder of the license has had a reasonable opportunity to recover his investment in the facility. The Triangle Dam and Reservoir could very easily be at or near the end of the time period necessary for recovery of the investment.

Unless I hear from you on this matter by July 24, I will assume that you will make no further efforts to disrupt the distribution of water from the Triangle Reservoir and from Rock Creek, and that any differences you might have with Mr. Steiner regarding the legal ramifications of the situation will be handled in the Snake River Basin Adjudication.

Yours very truly,



W. F. Ringert

WFR:am
cc: Charles W. Steiner
John Steiner

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FACING EAST & SOUTH TOWARDS WINTERCAMP
RANCH TRUST LANDS IN DEC. 24

8-24-93
PHOTOS TAKEN

FACING WEST TOWARDS WHITELCAMP RANCH TRUST
LANDS

DEC'S 13, 14, 23 & 24, T. 25, R. 32

8-24-93 - PHOTOS TAKEN