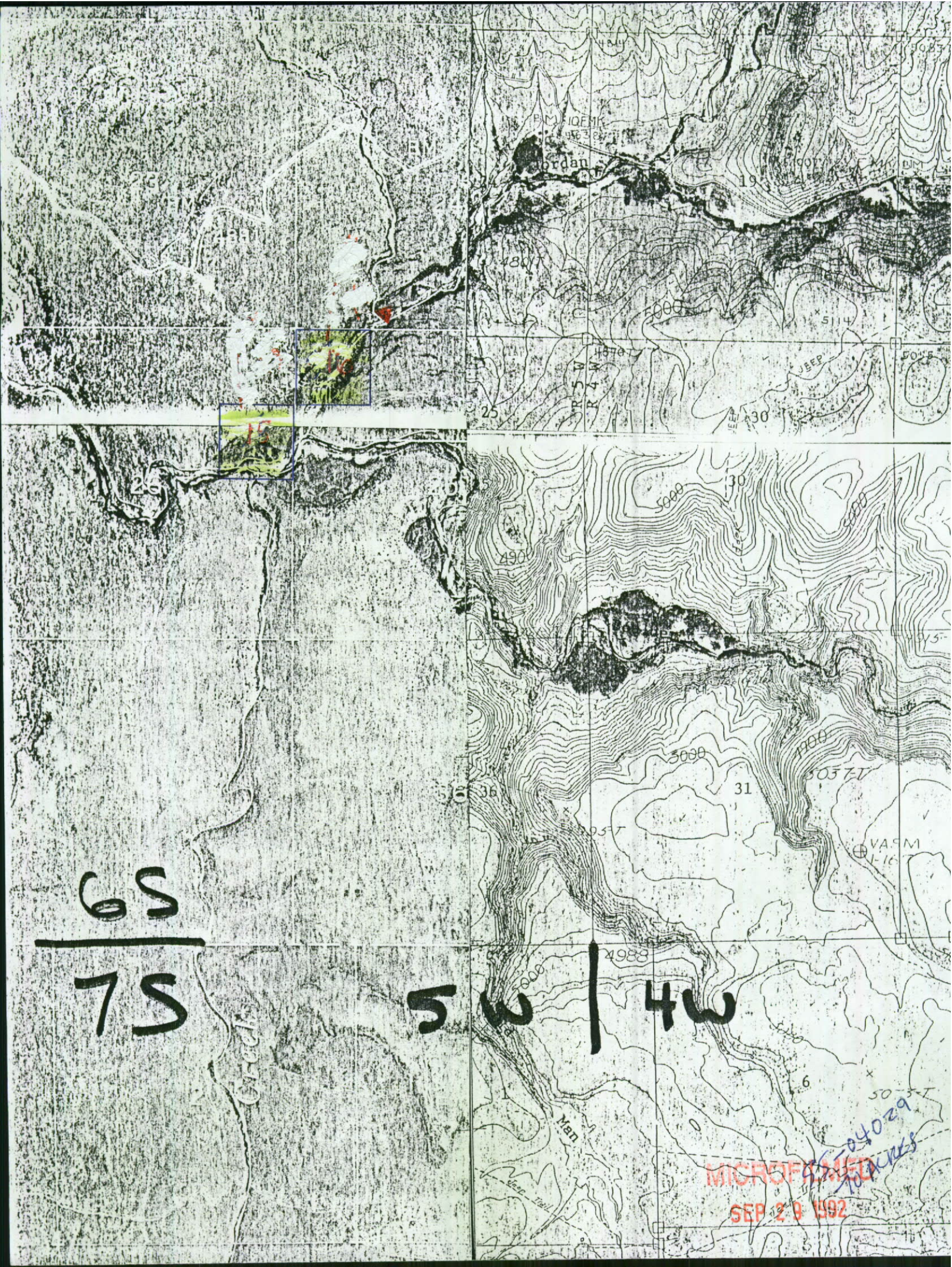




6S

7S

5W

4W

MICROFILMED

SEP 29 1992

44029
HARRIS



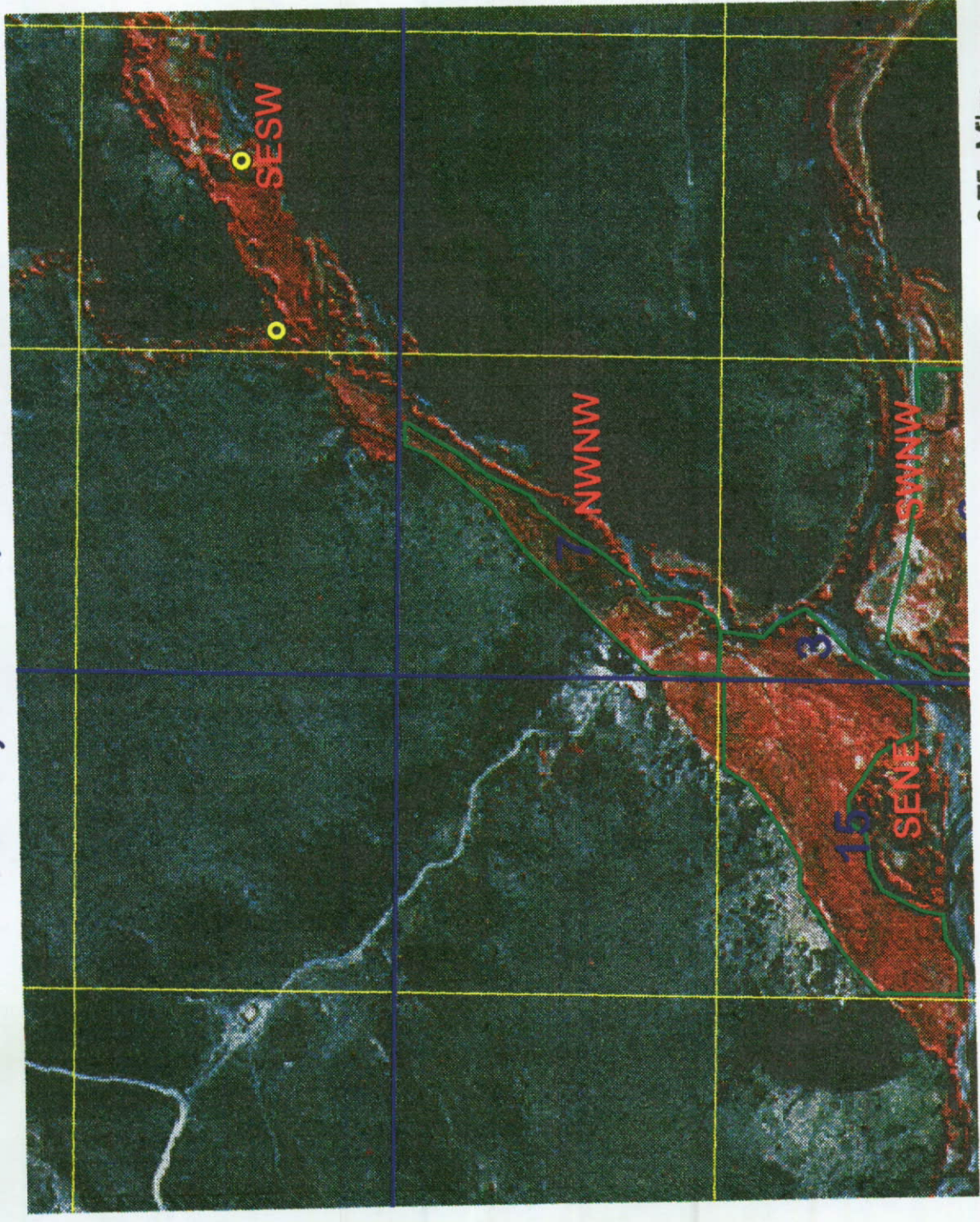
5b

IDAHO DEPARTMENT OF WATER RESOURCES

T06S, R05W, S25 & S26



1987 NAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04029

OWNER(S): QUINTANA SHEEP CO

Prepared by: Mel Schulte

Date: 2/19/1998

TOTAL ACRES = 25

A55-04029



7-6-93 LRW

POD - Jordan Creek



7-6-93 LRW

POD - Duck Creek

A55-04029



Ditchesto place of use



Place of use in Sec. 25, NW NW

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: A55-04029
Date Received: 1/19/1989
Receipt No: W002032
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: QUINTANA SHEEP CO. 208-583-2582
Address: C/O TOM OR DELORIS J QUINTANA
ROUTE 1, BOX 1100
HOMEDALE ID 83628

2. Date of Priority: JUN 1, 1884

3. Source: JORDAN CREEK Trib. to: OWYHEE RIVER
DUCK CREEK JORDAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	05W	24	SW	SE	SW		OWYHEE
			SW	SE	SW		OWYHEE

5. Description of diverting works:
DIVERSION DAM, HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.620		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, RANGE UP TO 300 HD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	05W	25	NW	NW		IRR	16.0
						Section Acres	16.0
		26	SE	NE		IRR	15.0
						Section Acres	15.0
						Total Acres	31.0

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 _____ 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.

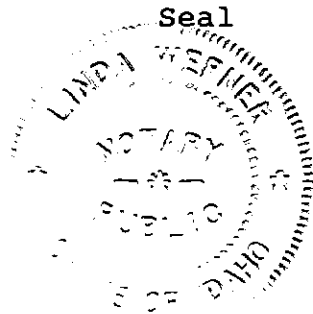
Signature of Claimant(s): Thomas M. Quintana Date: 7/26/93

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of July 19 93

Linda Werner
Notary Public



Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994

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: A55-04029
Date Received: 1/19/1989
Receipt No: W002032
Received By: RSL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: QUINTANA SHEEP CO. 208-583-2582
Address: C/O TOM QUINTANA
ROUTE 1, BOX 1100
HOMEDALE, ID 83628

2. Date of Priority: JUN 01, 1884

3. Source: JORDAN CREEK Trib. to: OWYHEE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	05W	24	SE	SW			OWYHEE

5. Description of diverting works:
DIVERSION DAM, HEADGATE AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.620		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, RANGE UP TO 300 HD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	05W	25	NW	NW		IRR	16.0
Section Acres							16.0

A55-04029

Page 1

Date: 01/19/89

MICROFILMED
SEP 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	05W	26	SE	NE		IRR	15.0
Section Acres							15.0
Total Acres							31.0

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 ☒ 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): *Sam Quintana* Date: 1-19-89
Date:

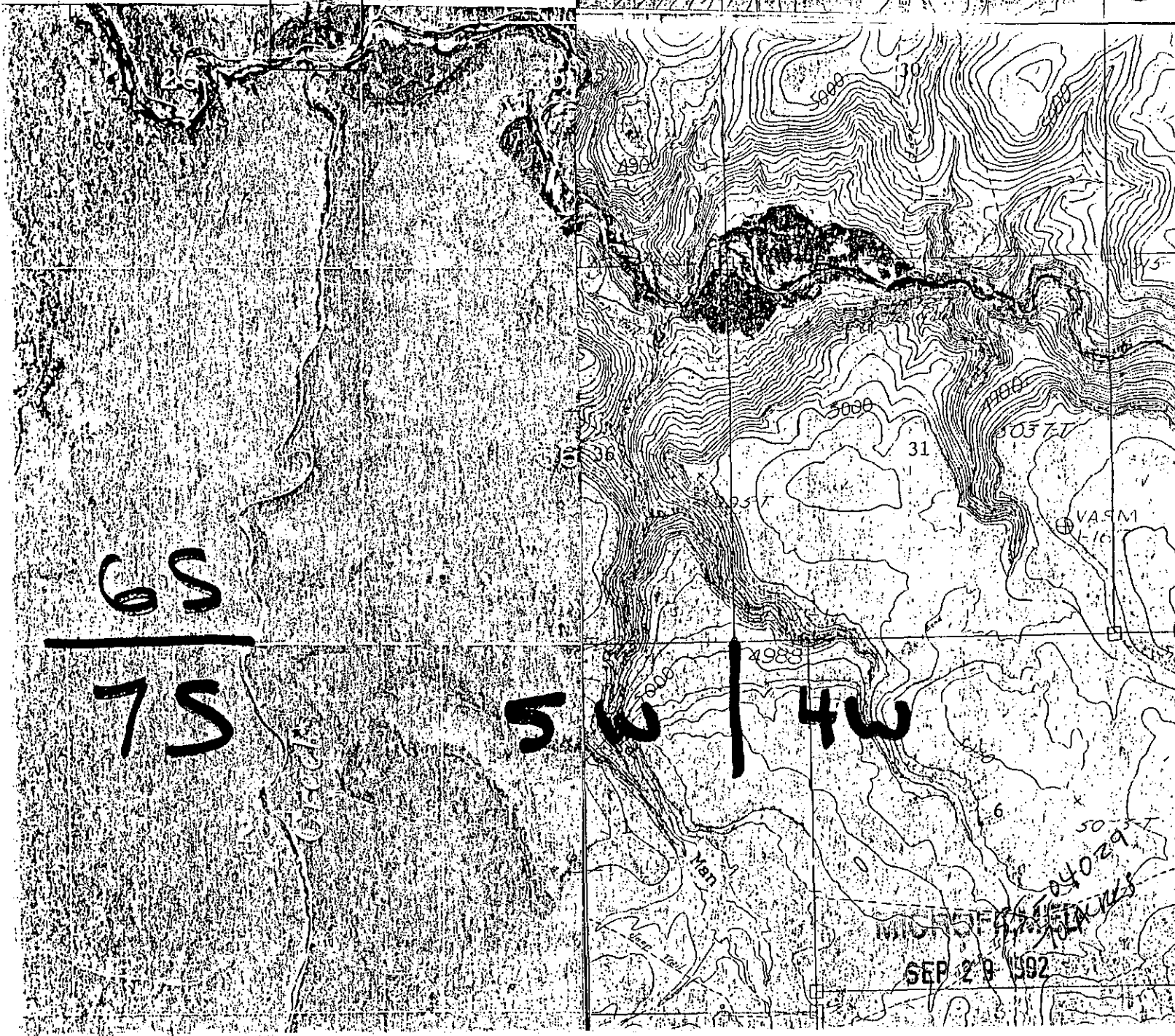
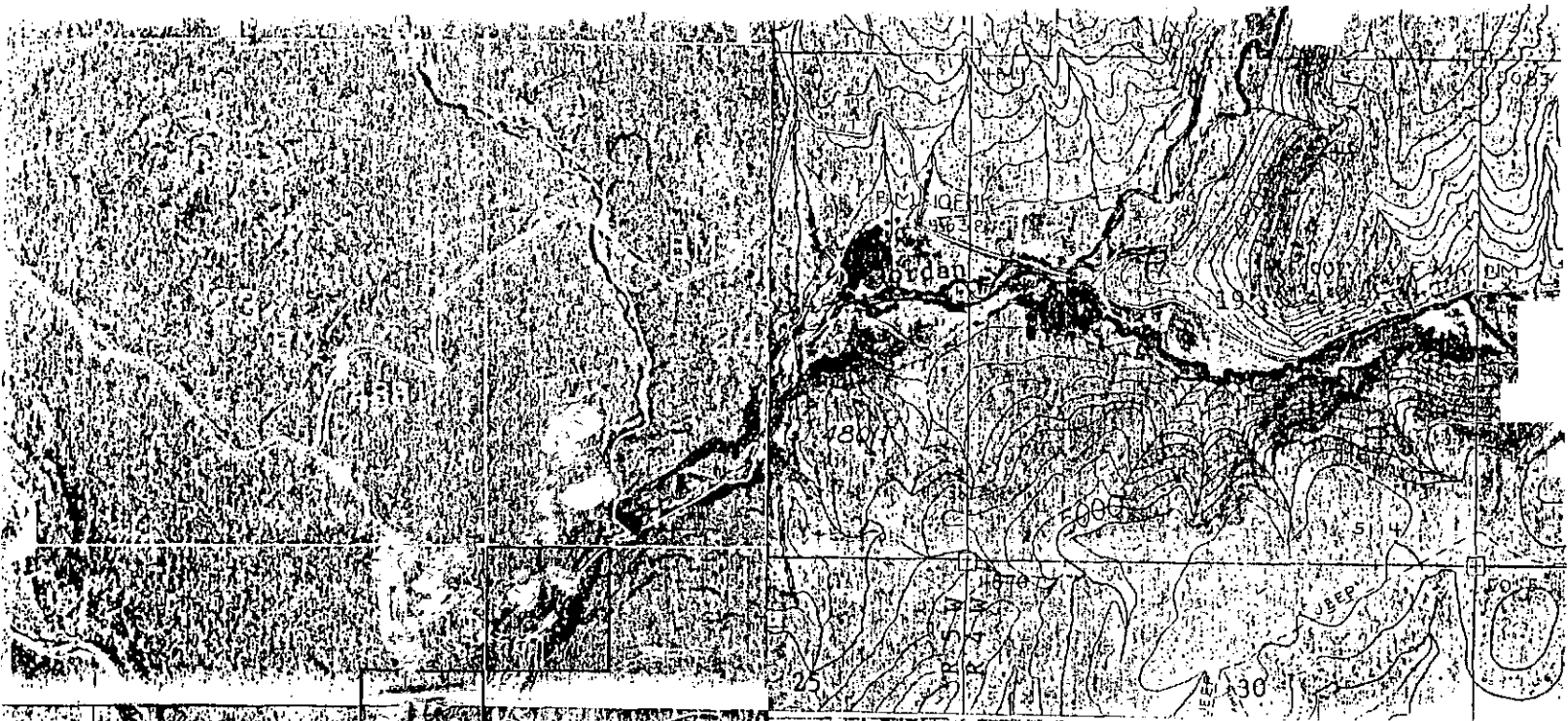
State of Idaho)
County of ADA) ss.

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

Rand Hovest
Notary Public

Seal

Residing at 4200 Plum
Boise, Idaho 83703
My Commission Expires 12-8-94



6S
7S

5W | 4W

SEP 29 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORTWR5808NP
(OD-26)

Old (D) Number -

Prefix Translation: WATER RIGHT

Water Right Number - 55-04029

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

** C - CURRENT OWNER ***
QUINTANA SHEEP CO.

1 - ROUTE 1, BOX 30-H

2 -

3 -

State- ID Zip- 83628

City- HOMEDALE

Phone -

+ - - - - Priority Date - - - - + - - - - Region - - - - +
06/01/1884 14 WESTERN+ - - - - Stage - - - - +
S - STATUTORY CLAIM

+ - - - - Status - - - - +

+ - - - - Source - - - - +

+ - - - - Tributary - - - - +
OWYHEE RIVER

JORDAN CREEK

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

Twn Rng Sec Tract Lot Rplg County Diversion Rate Diversion Volume

06S 05W 24 SE SW (73) OWYHEE 272.0 313.0 152.0 65.6

+ - - - - Description - - - - + - - - - Period From - - - - + - - - - Water Use - - - - + - - - -

01 - IRRIGATION
04 - STOCKWATER04/15 10/15
04/01 12/311.400
0.070

+ - - - - Total Div. Rate - - - - + - - - - Total Div. Volume - - - - + - - - - Total Div. Capacity - - - - + - - - - Total Consumptive Use - - - - + - - - - KW Usage - - - - +

1.470

+ - - - - Tract - - - - + - - - - Lot - - - - + - - - - Acres - - - - + - - - - Place of Use - - - - + - - - - Description - - - - + - - - - County - - - - +

06S 05W 25 NW NW 35.0 01 IRRIGATION (73) OWYHEE
06S 05W 26 SE NE 35.0 01 IRRIGATION (73) OWYHEE

Total Acres: 70.0

+ - - - - Diversion Means - DIVERSION DAM, HEADGATE AND DITCH

+ - - - - Non-Irrigation Use - 1600 HEAD SHEEP

+ - - - - Other Rights for Same Use -

+ - - - - Remarks - - - - + - - - -
No Remarks found.+ - - - - Old Water Right Numbers - - - - + - - - -
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - + - - - -
No Conditions of Approval found.

MICROFILMED

SEP 29 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

WR5808NP
(OD-25)

Prefix Translation: WATER RIGHT

Water right number - 55-04029

Decree	+	Decree	+
plaintiff	-	Defendant	-
iff	-		-

+ - Decree Date
00/00/0000

--Comments--
No Comments Found

+ - - Audit Fields - 09/05/86 04/30/88 CONVERT

Water Rights Dates and Flags Area

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-
Start Work Date	-	00/00/0000	Verified Date	-	01/17/1986	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
License Data	-	00/00/0000	Microfilm Roll No	-		Presumption Flag	-

DIVERSION
VOLUME

Stage: BENEFICIAL USE

OWYHEE County

25.0

POU County: OUYHEE

Other	Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
55-10074	55-10079 A55-04029 A55-10074 A55-10079

Other Water Rights Listing Overlapping Place(s) of Use:
A55-04028 A55-04029 R55-04028

Conditions of Approval:

- 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.
- N03 - 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.
- N04 - POSSIBLE ALTERNATIVE PERIOD OF USE 04/15 10/15
- SEE EXPLANATORY MATERIAL BELOW

STOCKWATER, 350 RANGE CATTLE, 60 SHEEP, 12 HORSES

AJ0749NP
No. R55-04029

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

DATE: 03/23/98
PAGE: 2

=====

Dates:	Exam Made Date:	07/08/1993	Verified Date:	Objection Filed Date:
--------	-----------------	------------	----------------	-----------------------

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

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

Audit: 03/23/98 MSCHULTE

DIVERSION
VOLUME
150

delte

Stage: BENEFICIAL USE

OWYHEE County

SE

23-0

29

Dates: **Exam Made Date:** 07/08/1993 **Verified Date:** 05/01/1995

Field Inspection Flag: C
Presumption Flag:

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED IN FILE?

☒ ORTHOPHOTOQUAD

DATE OF PHOTO

1979

IDWR ID NO. AA53*54

☒ (X) ☒ (X)

Page 52

☐ TOPOGRAPHIC

DATE FIELD CHECKED

8-1-87

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☒ MAP

DATE OF PHOTO

2-19-98

IDWR ID NO.

AA54 NW

☒ (X) ☒ (X)

Page 56

☒ AERIAL PHOTO

DATE OF PHOTO

2-19-98

IDWR ID NO.

AA54 NW

☒ (X) ☒ (X)

☐ ASCS COLOR SLIDE

DATE OF PHOTO

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☒ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ SCS SOIL SURVEY MAP

DATE ISSUED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ SUBDIVISION PLAT MAP

DATE OF MAP

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☒ OTHER

DATE

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☒ OTHER

DATE

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ OTHER

DATE

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ SYSTEM DESCRIPTION

DATE DRAWN

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☒ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ OTHER

DATE

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

☐ OTHER

DATE

2-19-98

IDWR ID NO.

AA54 NW

☐ () ☒ (X)

Photos have 7-8-93 date on them but that appt. cancelled. Must be 7-8-93.

Page 52

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:

55-04029

QUINTANA SHEEP CO

C/O TOM OR DELORIS J QUINTANA

HOMEDALE ID 83628

Daytime Telephone Number: 208-337-3489 / 208-583-2582

Evening Telephone Number: 208-337-3489 / 208-583-2582

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

Stock water 01-01 to 12-31
Should include 12 hd. of horses.

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

Need to add 12 hd. of horse's used on ranch.

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

The horse's were omitted on original application and I had overlooked it.

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

DATE: 3/18/98

SIGNATURE: Tom Quintana

Please print your name: Tom Quintana

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			<i>L. Usher</i> <i>7-8-93</i>					
POINT OF DIV	Y			<i>N</i>	<i>1,4,5</i>			
SOURCE				<i>(X) 1,4,5</i>	<i>1,4,5</i>			
PLACE OF USE	Y			<i>(X) 1,4,5</i>	<i>1,4,5</i>			
DIV. AMOUNT CFS/VOLUME	Y			<i>(X) 1,4,5</i>	<i>1,4,5</i>			
CONSUMPTIVE USE	-			<i>(X) 1,4,5</i>	<i>1,4,5</i>			
PURPOSES					<i>Dept. Std.</i>			
PERIOD OF USE				<i>N</i>	<i>1,4,5</i>			
BASIS OF CLAIM				<i>N</i>	<i>Dept. Std.</i>			
REMARKS	Y			<i>N</i>				

"VERIFIED BY" CODES

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

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

Claimant contact for ownership & date of first usage of Duck Cr.

LAST: QUINTANA SHEEP CO.
ADDRESS: C/O TOM QUINTANA
ROUTE 1, BOX 1100
CITY: HOMEDALE
PHONE NUMBER: 208-583-2582

FIRST:
STATE: ID ZIP: 83628

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE N FIELD EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

Tom Quintana

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/6/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

See phone conversation memo at A55-4028

A. AJ CLAIM: # A55-04029 PRIORITY DATE: 06-01-1884 STAGE: S
B. WR RECORD: # 55-04029 PRIORITY DATE: 06-01-1884 STAGE: S

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

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

REMARKS: Applicant submitted support the priority date claimed, to a
controversial, No practice to refute them.

See pg 3 for more info.

4-4-95: No added back in 1932. but the applicant regarding priority only
submits a priority of 1932. This is a separate claim?
5-1-95: Claimant submitted applicant supporting back in. change back to
1884. L.R.W.

RECOMMENDED PRIORITY DATE:

06-01-1884

REVIEWED BY

Janet L. Linn

DATE

7-12-93

AFFIDAVIT

A55-04029

State of Idaho)
County of)

being first duly sworn,
deposes and says: Duck Creek should and was
used with the Jordan creek water back
in June of 1884 as the ditch from
Jordan creek crossed Duck creek and
Duck creek has always been dammed
up to transport the water on to the
fields.

Thomas M. Guittana
(Signature)

Subscribed and sworn to before me this
day 20 of April, 1995.

Linda Werner
(Notary Public)

Residing at Eagle ID .
My Commission Expires 12-8-2000 .



26 FILED
AUG 2 1991

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
A55-04027)
A55-04028)
A55-04029, A55-04030)
State of Idaho)
County of Owyhee)

AFFIDAVIT

Tom Quintana being first duly sworn,
deposes and says: The water listed in the above claims
has been used for irrigation and stock water
since the original homesteads were claimed in
1884.

Tom Quintana
(Signature)

Subscribed and sworn to before me this
day 14 of August, 1991.

SEAL

Barbara Sams
(Notary Public)

Residing at Homedale, Idaho.

My Commission Expires 2-17-94.

MICROFILMED

SEP 29 1992

200 9 1991

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
A55-04027 -04028)
-04029 -04030)
State of Idaho)
County of Owyhee)

AFFIDAVIT

DEPARTMENT OF WATER RESOURCES

Raymond E Gluch being first duly sworn,
deposes and says: I can remember the above listed
water being used for irrigation and stock
water as early as 1931, and I have always
heard that the water was used from the time
the homesteads were made in the late 1800's.

Right # A55-04031 - I remember this reservoir
being ~~an~~ used for irrigation water storage
since 1940.

Raymond E Gluch
(Signature)

Subscribed and sworn to before me this
day 14th of August, 1991.

Clayton Wilson
(Notary Public)

SEAL

Residing at Jordan Valley, Or. 97710
My Commission Expires February 22, 1992

MICROFILMED

SEP 29 1992

RECEIVED

AUG 19 1991

Department of Water Resources

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))

A55-04030, 04029)
-04028, -04027)

State of Idaho)
County of Owyhee)

AFFIDAVIT

Walter Morgan being first duly sworn,
deposes and says: I can remember the above listed
water being used for irrigation and stock water
as early as 1931 and I always heard that
the water was used from the time the homesteads
were made in the late 1800's.

Right # A55-04031 I remember this reservoir
being used for irrigation water since 1940.

Walter Morgan
(Signature)

Subscribed and sworn to before me this
day 14th of August, 1991.

Clayton Wilson
(Notary Public)

Residing at

Jordan Valley, Or 97710

My Commission Expires

February 22, 1992

SEAL

MICROFILMED

SEP 29 1992

2e

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))

A55-04029)

State of Idaho)
County of _____)

AFFIDAVIT

_____ being first duly sworn,
deposes and says: I Thomas M. Quintana has been
on the ranch since 1932 and The
Duck Creek water has always been
used for irrigation and stock water.
It would be difficult and expensive
not to use Duck Creek as the irra-
gation ditch cross's the Creek
Coming From Jordan Creek.

Thomas M. Quintana
(Signature)

Subscribed and sworn to before me this
day 26 of July, 1983.

Linda Werner
(Notary Public)

Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994



A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-04029	06S	05W	24		SE	SW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX
A55-10074
A55-10079

NONE

SOURCE: JORDAN CREEK

TRIB: OWYHEE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-04029	06S	05W	24		SE	SW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

NONE

A55-10074
A55-10079

NONE

SOURCE: JORDAN CREEK

TRIB: OWYHEE RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y N

FIELD EXAMINER
Y

REMARKS:

Chumant is a bar, has a dam on Duck cr. This is placed there to
prevent the water from the ditch carrying Jordan cr. water from overflowing
down Duck cr. This diversion has 4 inch duct can long as the 4 C. pod goes.
Will send Chumant contact to T. Duvarona for information. Chumant added
Duck cr. as a source but is Duck cr. water needed to use?

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:					COUNTY
TWP.	RGE.	SEC.	1/4	1/4	
6S	5W	24	SW	SE	Jordan Cr.
6S	5W	24	SW	SE	Duck Cr.
SOURCE: JORDAN CREEK					TRIB: OWYHEE RIVER
* Duck Creek					DATE: Jordan Cr.
REVIEWED BY: J. Wilson					7-12-93 + 5-1-95

* To be determined. L RW 4-4-95

A. ROOT WATER RIGHT NUMBERS: A55-04029

B. POU LISTING

TWP RING SEC 1/4 1/4 LOT NAME

AJ #/ACRES

WR #/ACRES

LANDSAT DATA

FIELD EXAM. 1978 RECOMM. ACRES

06S 05W 25 NW NW QUINTANA SHEEP CO. A55-04029 /16.0 55-04029 /35.0 9.0

AJ #/ACRES

WR #/ACRES

LANDSAT DATA

FIELD EXAM. 1978 RECOMM. ACRES

06S 05W 26 SE NE QUINTANA SHEEP CO. A55-04029 /15.0 55-04029 /35.0 20.0

AJ #/ACRES

WR #/ACRES

LANDSAT DATA

FIELD EXAM. 1978 RECOMM. ACRES

TOTAL ACRES A55-04029 31.00 70.00 29.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()

25 25 23

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y

FIELD EXAMINER Y

PRESUMPTION FLAG: C

REMARKS:

Deceased owner on O-L. Vapb & provided on exam. 7-12-93
* mdy to BLM property. Total acreage may change because of this.
No double
Deceased owner based on GIS calculation 2-19-98 ms.
No making A55-4028.

RECOMMENDATIONS:

TOTAL ACRES:

25 23 25

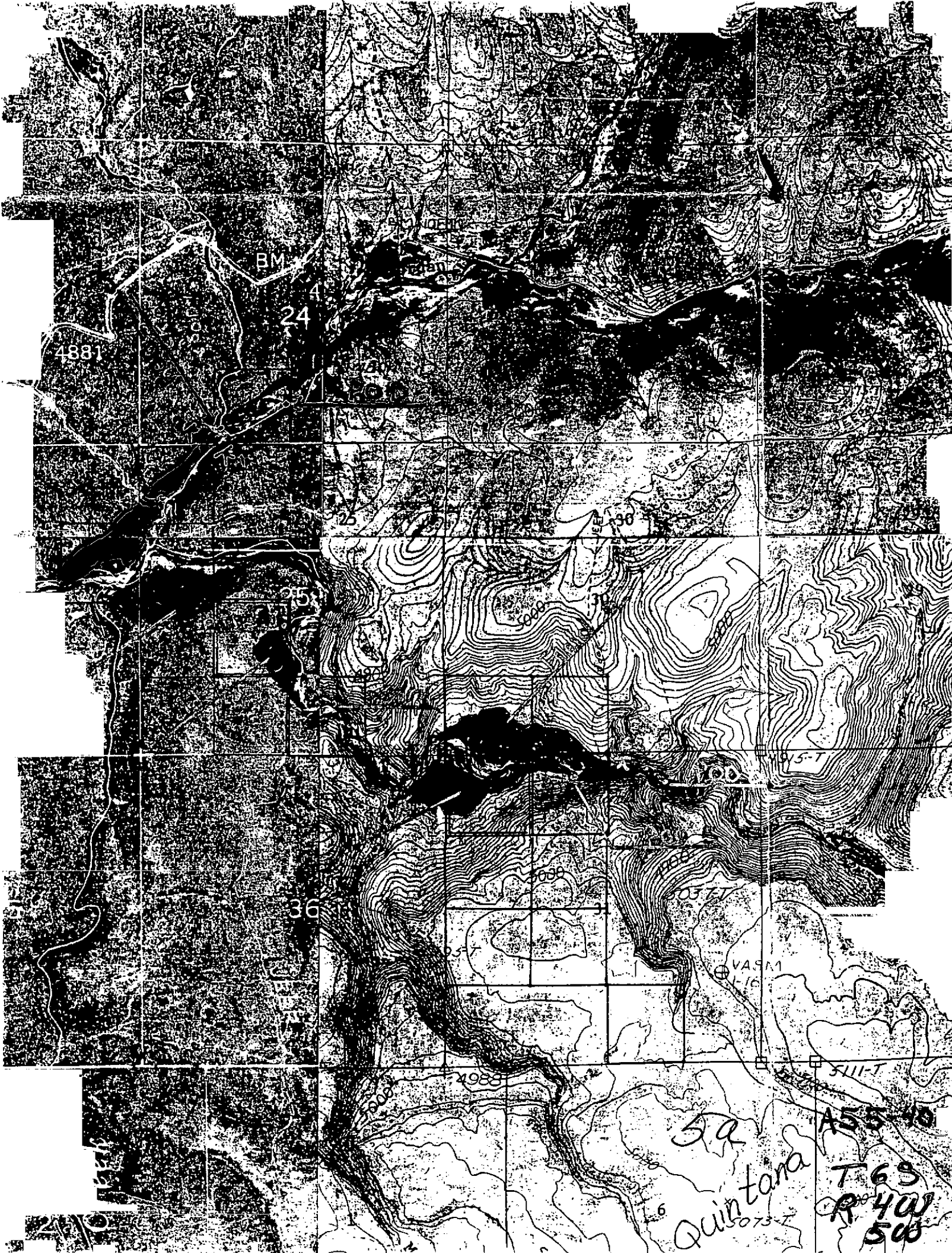
REVIEWED BY:

Shanda L. Brown

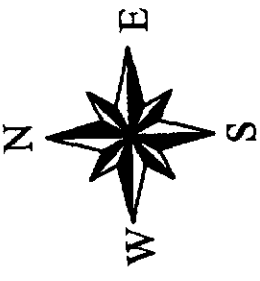
DATE:

7-12-93 & 5-1-95

Claimant does not wish to include BLM ground. 5-1-95 R.W.



5b



1987 NAPP PHOTO

SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04029

OWNER(S): QUINTANA SHEEP CO

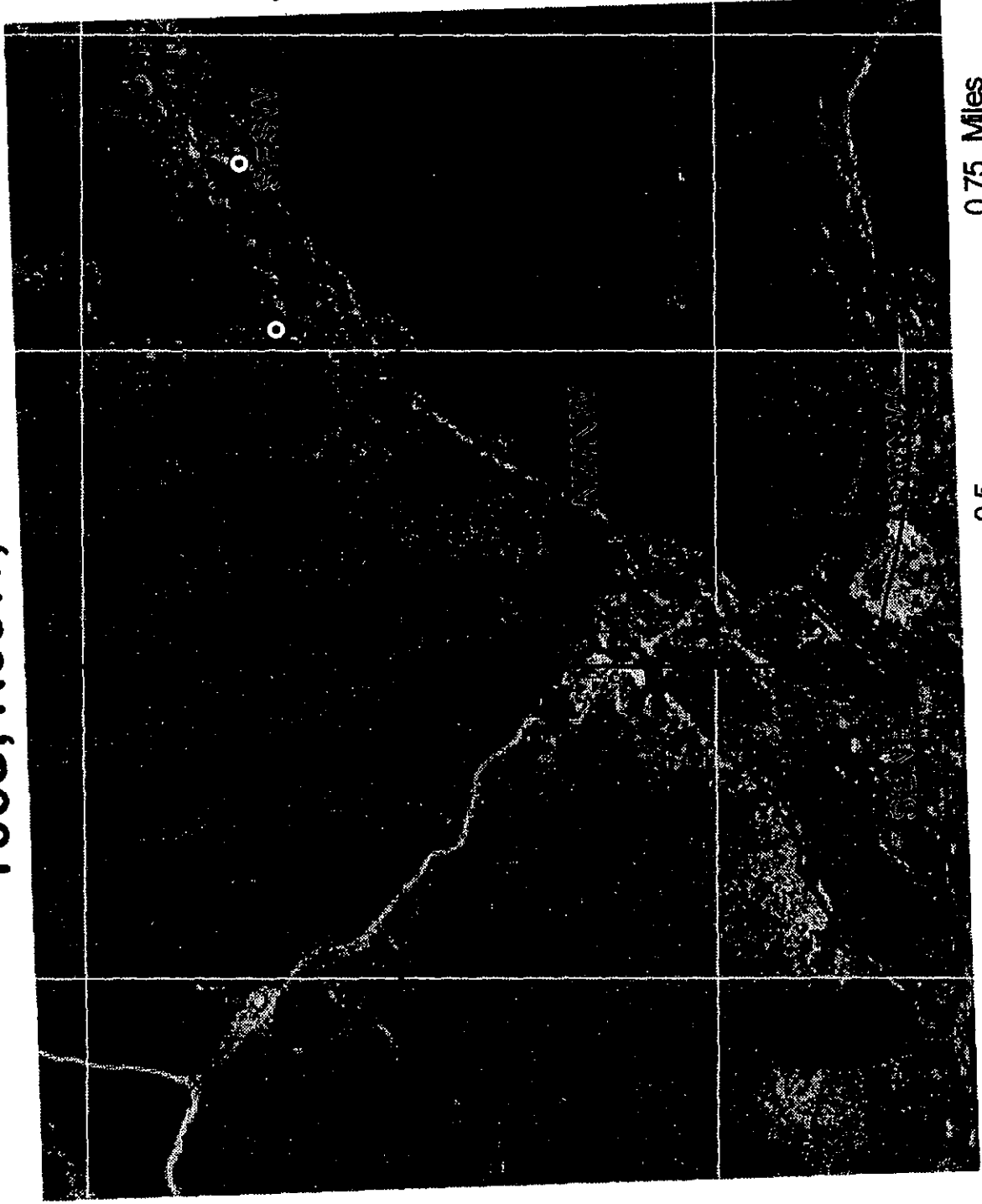
Prepared by: Mel Schulte

Date: 2/19/1998

TOTAL ACRES = 25

IDAHO DEPARTMENT OF WATER RESOURCES

T06S, R05W, S25 & S26



0.75 Miles

0.5

0.25

0

5c

WESTERN REGION

CLAIM NUMBERS A55-04029

AGENT MS DATE 2-20-98

TOTAL ACRES FROM RECOMMENDATION 25

GEOGRAPHIC INFO SYSTEM ACRES 25

READY FOR DECREE ☒ (YES) SENT FOR DECREE ☐ (YES)

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RECOM	65	5W	25						7	3										10
GIS			26				15													15
																				25
RECOM																				
GIS																				

POLYGON CREATED ON 80

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

ATTRIBUTES OF B57-POU.SHP (108) (109) (110) () ()

ATTRIBUTES OF B57-POD.SHP () () () () ()

B57-DBPOU.DBF _____ UPDATED BY

B57-DBPOD.DBF _____ UPDATED BY

A. AJ CLAIMED USES:

PURPOSES
A55-04029 IRRIGATION
A55-04029 STOCKWATER

MONTH/DAY
FROM 04-15 TO 10-15
FROM 01-01 TO 12-31

DIVERSION QUANTITY

.620 CFS
.070 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.620 CFS

B. WR RECORDED USES:

PURPOSES
55-04029 IRRIGATION
55-04029 STOCKWATER

MONTH/DAY
FROM 04-15 TO 10-15
FROM 01-01 TO 12-31

DIVERSION QUANTITY

1.400 CFS
.070 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.470 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N(☐)

Y(☒) N(☐)

Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.620 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.470 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y ☒

B.

MEASUREMENT METHOD

Open channel stream gage FLOW MEASUREMENT
ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

- GENERAL INFORMATION**
1. Name of stream or ditch: Small ditch in fruit field adj. to Duck Cr.
2. Location: T6S, R4W, Sec. 24, S&SW
3. Person conducting measurement: L. RW
4. Date and time of measurement: 7-8 1025
5. Accompanied by: Tom Quintang
6. Measuring device size and ID no.: _____
7. Spin test before measurement OK? Yes 1:11 after measurement OK? Yes
8. Purpose of measurement: _____

B. MEASUREMENT DATA

MEASUREMENT DATA
Vegetation in ditch - clear, warm

[illegible]

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

1. Name of stream or ditch: Main ditch from POD 1 & 2
2. Location: TGS, R500, Sec. 24, SWSW
3. Person conducting measurement: L.R.W.
4. Date and time of measurement: 7-8
5. Accompanied by: T.Q.
6. Measuring device size and ID no.: Pygmy
7. Spin test before measurement OK? Yes after measurement OK? Yes 1:08
8. Purpose of measurement: _____

B. MEASUREMENT DATA

VELOCITY

[illegible]

D.

Found

1a. IRRIGATION RATE
ACRES 25 x 0.02 CFS/ACRE = 0.50 CFS
(Taken from P/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = AF/A

ACRES 25 x CONSUMPTIVE VOL. AF/A FOR AREA 2 1/5 = N/A
TOTAL CONSUMPTIVE USE 62.5 AF/A

3. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = AF/A

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

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on consumptive use for combined rights.)

N/A

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

Stockwater:
350 cattle
60 sheep
410 x 0.00022 = 0.09 cfs

* 5-1-95
23 Acres Irr.
23 x .02 cfs = 0.46 cfs
23 x 2.5 AF/A = 57.5 AF/A

* Based on claimants response to my letter dated 4-5-95. LRV

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.
	FROM	TO	RATE CFS	EXAMINER	VOL. AF/A	EXAMINER	USE
IRRIGATION	04-15	10-15	0.620	0.500	16	104	57.5
STOCKWATER	01-01	12-31	0.070	0.090	0.09	114	57.5
TOTAL FOR THIS RIGHT			0.620	0.59	0.55	114	57.5

REVIEWED BY: Linda Carson DATE: 7-12-93

A55-04029



7-6-93 LRW

POD - Jordan Creek



7-6-93 LRW

POD - Duck Creek

A55-04029



7-6-93 LKW

Ditch to place of use



7-6-93 LKW

Place of use in Sec. 25, NWNW

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

X-OK 5195

B. SPLIT WATER RIGHT REVIEW *N/A*

ROOT WATER RIGHT NUMBER: 55-04029
TOTAL DIVERSION RATE OF WR SPLITS 1.470

SPLITS:	OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
	-	A55-04029	0.620	-		55-04029	1.470

TOTAL CFS 0.620 1.470

DIVERSION RATE REVIEW

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

REMARKS:

=====

AUTHENTICATION: *[Signature]* *2-20-98*

SIGNATURE: *[Signature]* DATE: *7-12-93* * *5-1-95*

NAME OF FIELD EXAMINER: *L. Werner* TITLE: *Sr. WR Agent*

=====

ALVA W. MITCHELL, RECEIVER
Case No. 4592, Quintana Properties
3888 Birch Road
Vale, Oregon 97918

RECEIVED
AUG 19 1991
Department of Water Resources

August 14, 1991

Roxanne McCarthy
Idaho Department of Water Resources
1301 N. Orchard
Boise, Idaho 83706

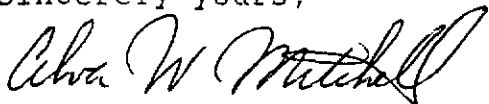
Dear Roxanne:

I am enclosing notarized affidavits from Tom Quintana, Walter Morgan and Raymond Gluch regarding the dates of first water use on the following water rights:

A55-04027, A55-04028, A55-04029, A55-04030
A55-04031

Thank-you for your help in this matter. Please let me know if you need additional information.

Sincerely yours,



Alva W. Mitchell, Receiver

cc. Bob Tippet

MICROFILMED

SEP 29 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

JECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 2, 1992

RE: Field Exams of your Claims Nos. A55-04028 and A55-04029

Quintana Sheep Company
Tom Quintana
Rt. 1 Box 1100
Homedale, ID 83628

Dear Mr. Quintana:

In light of all the snow we've received the past couple of days, I would like to wait until next spring to do the field exams of your systems on Boulder Creek and Jordan Creek. I hope this doesn't cause you any problems. Your claims are in good order and you don't need to worry about your examinations not being completed yet. It's up to us to get the exams done and our recommendations to the court. I'll contact you next spring and we'll set up a time to get these done.

If you have any questions in regard to your claims, please feel free to contact me.

Sincerely,

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

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k

INTER-DEPARTMENT MEMO

TO: A55-4028 4029, 4030, 4031

SUBJECT: _____

FROM: Linda Warner

DATE: 2-12-92

See info. on A55-4027 in regard to the following:

1. Order appointing Alvin Mitchell as receiver.
2. Certificate of sale for 2 different loan numbers.

See sum & do ownership ch. on above claims during review. Also - copies of any correspondence should be sent to the attorney.

☐ For your information

☐ Response required

signature

MAILING DATE: April 5, 1995
RESPONSE DATE: May 5, 1995

TOM QUINTANA
QUINTANA SHEEP CO
ROUTE 1 BOX 1100
HOMEDALE ID 83628

RE: NOTICE OF CLAIM NUMBERS A55-04028 AND A55-04029

Dear Mr. Quintana;

We are currently in the process of preparing the above referenced Notices of Claim for court decree in the Snake River Basin Adjudication (SRBA). During this process certain questions arose concerning the claims listed above. They are as follows:

A55-04029
Jordan Creek & Duck creek

If you will recall, this is the claim which was amended to include the Duck creek diversion. The priority date claimed is June 1, 1884. The affidavit submitted to support Duck creek usage supports a priority date of 1932.

When I did the field exam on July 8, 1993, we discussed the dirt dam on Duck creek and you indicated that the dam was there to keep the ditch water from Jordan creek from infiltrating Duck creek. Is this, in fact, the case? If so, it will not be necessary to claim Duck creek water, as it is not actually used for irrigation purposes.

* → Some Has Used
If Duck creek water is used to irrigate, you may want to file a separate claim for Duck creek with the priority date of 1932, unless you have information to support the earlier first usage date of 1884. Claimant states that priority date for Duck cr. is the same as for Jordan creek which is 1884.

A55-04028 & A55-04029
Place of Use

The field exam results show that there are some lands irrigated which may be under ownership by the state or by the BLM. From the maps and land usage description you sent us, it appears they are located in T6S, R5W, Section 26, NENE, NESE, Section 25, SENW, and Section 36, NENE. Also T6S, R4W, Section 31, NENW.

* As told to me by Tom Quintana, in my office. I didn't write down the day he was in 5-1-95. L.R.W.
(It was between 4-5-95 & 5-1-95.)

4/5/95
Page 2

These lands are shown by a gold * on the map I am enclosing. Are these entities aware of the irrigation on these lands?

We do not have a claim for irrigation filed by either the BLM or the state of Idaho. Would you like to amend your claims to include these lands? ~~NO~~ If you would like to claim irrigation of these lands you may do so. You may want to keep in mind that there could be an objection filed by the owners if you choose to file on these lands. Also, the priority date of 1884 would apply to these lands as well as the original claimed property so the first usage date will also need to be considered.

I am enclosing a copy of Notices of Claim A55-04028 and A55-04029. If you would like to amend the number of acres to include the above lands, you can use these claims. I have highlighted the BLM acreages in green. Also note that I have included the number of acres I found for each quarter, quarter section claimed. The total acreage on claim number A55-04028 is increased when the BLM land is included. This may increase the total quantity so I have also increased the water quantity on this claim. See item six. The acreage quantity on claim number A55-04029 is decreased slightly, along with the water quantity. However, I will still need an amended claim for the BLM ground.

I have included the enclosed map for your review. If there is something you do not agree with, be sure to contact me. If you would like to amend these claims, initial and date by the changes indicated. Please have these claims notarized. *He reviewed the map which outlines my findings in re. to irr. lands & agreed to that which is shown.* Please respond, to my attention, by the date shown at the top of the letter whether you would like to amend these claims or if you have any other questions or comments.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure: Map
Notice of Claim numbers A55-04028, A55-04029
Blank Notice of Claim form with instructions

*His grand parents bought it in 1932 & water has been used that way since he can remember it. (i.e. Ducker & Jordan cr.)
Relating to unowned irr. property: BLM is aware of this, some areas wet as a result of ditch spillover, total "other" acreage is approx. 5 acres.*

Claimant Contact Checklist
Claimant Contact Checklist-Western Region
(claimant contact needed on highlighted items)

Pg. 1 of 2
4-4-75

Name and Address

55-4028, 55-4029
BLM or state land?

<<1>> Suspected change in address or ownership

Priority

Claim based on Decree

<<2>> Priority claimed is later than decreed priority

<<3a>> Right covered by later decree*

Claim based on License

<<3b>> Right covered by later decree*

<<4>> Priority claimed is earlier than licensed priority*

<<4a>> Language for mandatory permit statute/groundwater

<<4b>> Language for mandatory permit statute/surface water

<<2>> Priority claimed is later than licensed priority

Claim based on Permit

<<5>> Permit has lapsed

<<4>> Priority claimed is earlier than permit priority

Claim based on Beneficial Use or Statutory Claim

<<3b>> Right covered by later decree*

Claim based on *Stat. Claim* ~~Posted Notice~~/subject to prior decree

<<6>> Right covered by prior adjudication

55-4029
Juck Cr. <<6a>> Priority claimed is the same as or earlier than notice *affidavit*

<<6b>> Priority claimed is later than notice

<<6c>> Right can be claimed although bound by prior decree

Claim based on Posted Notice

<<7>> Priority claimed is the same as or earlier than notice

<<8>> Priority claimed is later than notice

Source and Point of Diversion

<<9>> Date of change

<<9a>> Source

<<9b>> Point of diversion

<<9c>> Language for licenses or decrees

<<9d>> Language for beneficial use claims

Nature of Use, Amount of Each Use and Total Amount

Claim based on Decree or License

<<10>> Older decree, purposes not in decree

<<11>> Underclaimed right

<<12>> Date of change

<<12a>> Language for decree or license

<<13>> Verify change

<<14>> Injury from change*

<<15>> Verify current use

<<15a>> Language for amounts

<<15b>> Language for place of use

*Asterisked items are explained on CCL Information Checklist

Claim based on Beneficial Use

- <<12>> Date of change
- <<12b>> Language for beneficial use claims
- <<15>> Verify current use
- <<15a>> Language for amounts
- <<15b>> Language for place of use
- <<16>> Unclaimed portions of right found during exam
- <<16a>> ~~Unclaimed~~ use and/or amount 55-4028
- <<16b>> Unclaimed place of use
- <<17>> Reasonableness of verified use*
- <<18>> Priority date of expansion*

Place of Use

Claim based on Decree or License

- <<15>> Verify current use
- <<15b>> Language for place of use (use with <<15>>)
- <<20>> Date of change
- <<20a>> Language for decree or license*
- <<20c>> Language for expansion under 1st Presumption or changes in use of stored water*

Claim based on Beneficial Use or Posted Notice

- <<15>> Verify current use
- <<15b>> Use with place of use (use with <<15>>)
- <<16>> Unclaimed portions of right found during exam 55-4028
- <<16b>> Language for place of use (use with <<16>>) 55-4029
- <<20>> Date of change
- <<20b>> Language for beneficial use claims*

Any claims

- <<21>> Evidence of ownership at time of change*
- <<22>> Injury from change in place of use*
- <<22a>> Language for change of supplemental right*
- <<22b>> Additional language for supplemental right*

Partial or Total Forfeiture

Any claims

- <<23>> Resumption of use*

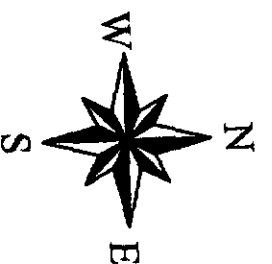
Miscellaneous

- <<Priority>> Proof of priority needed*
- <<Modify>> Standard modification letter*

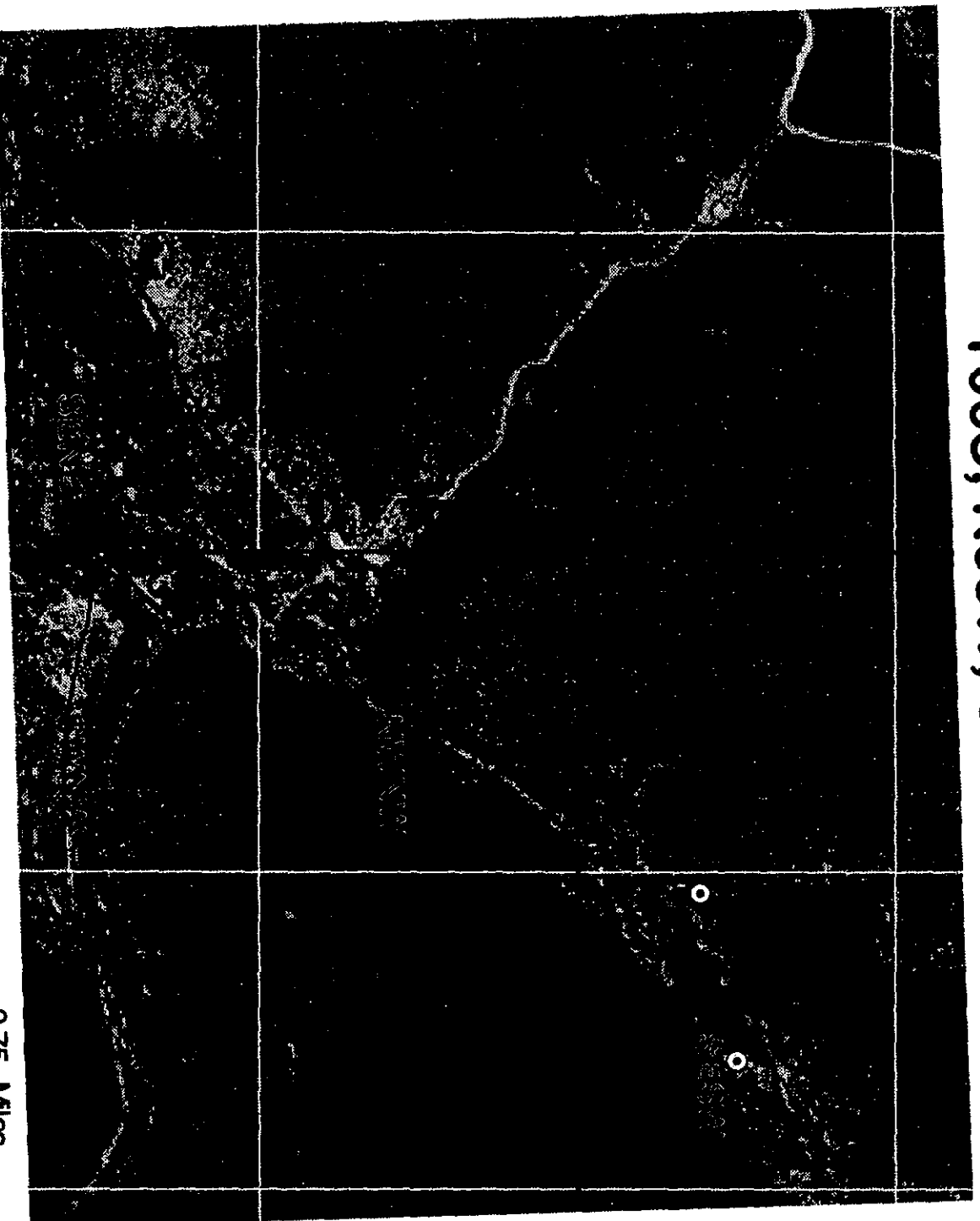
***Asterisked items are explained on CCL Information Checklist**

IDAHO DEPARTMENT OF WATER RESOURCES

T06S, R05W, S25 & S26



1987 NAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04029

OWNER(S) : QUINTANA SHEEP CO

Prepared by: Mel Schulte

Date: 2/19/1998

TOTAL ACRES = 25

mb3