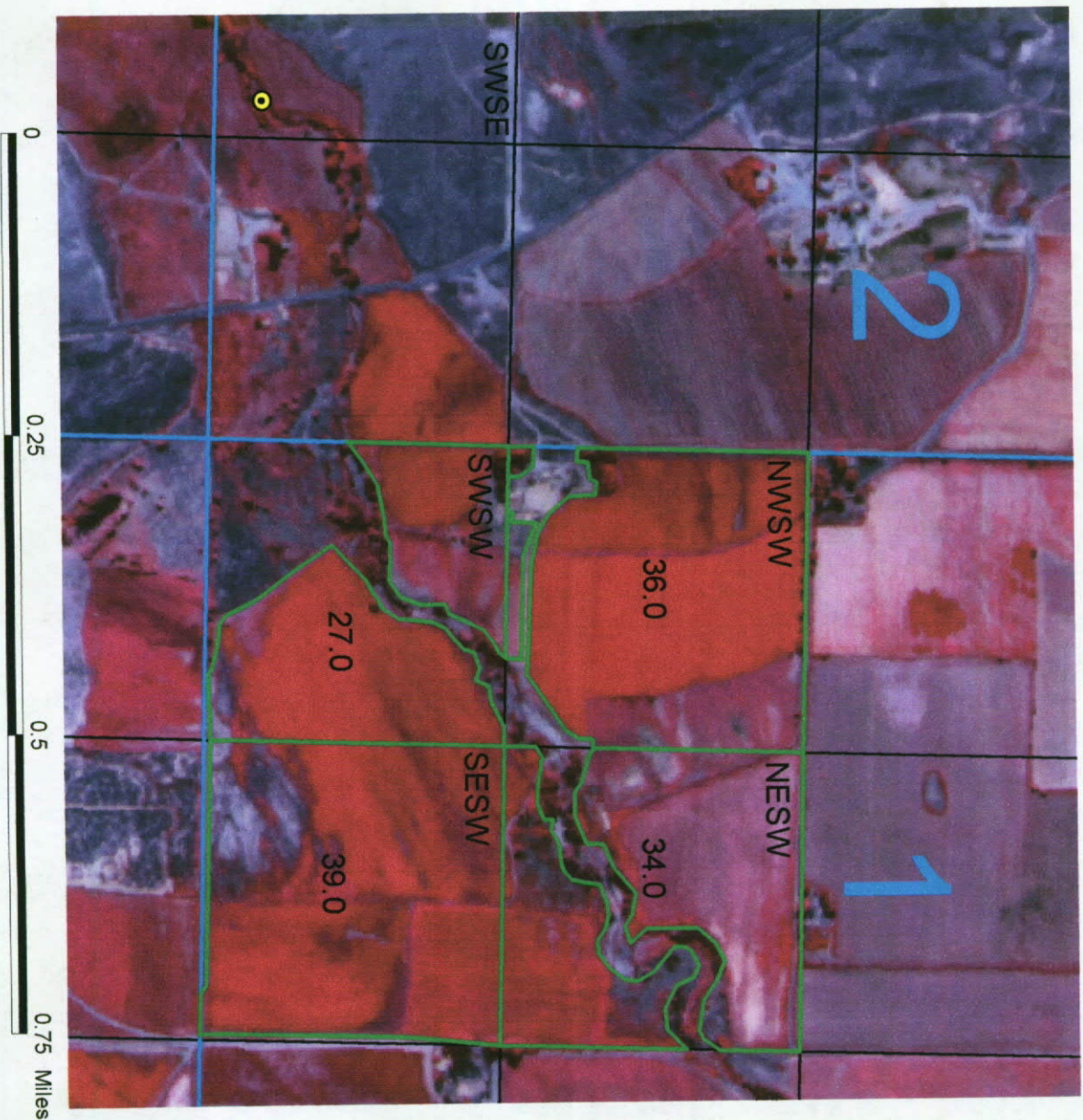
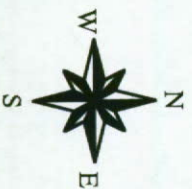


# Idaho Department of Water Resources

Claim Number: 57-00273  
Legal: T01S, R03W, S01  
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



(WATER RIGHT NUMBERS THAT BEGIN WITH AN 'A' ARE ADJUDICATION CLAIMS)

| WR-NUMBER                              | SOURCE        | NE<br>Lt Ac | NE<br>Sw Ac | SE<br>Lt Ac | SE<br>Sw Ac | NW<br>Lt Ac | NW<br>Sw Ac | NE<br>Lt Ac | NE<br>Sw Ac | SE<br>Lt Ac | SE<br>Sw Ac | SUM |
|----------------------------------------|---------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-----|
| A5700273                               | T01S R03W S 1 |             |             |             |             |             |             |             |             |             |             | 136 |
| NO MATCHES FOR THIS POU IN AJ-POU-TEMP |               |             |             |             |             |             |             |             |             |             |             |     |
| A0200014                               | Snake Rive    | 36          |             |             |             | 33          | 40          | 38          | 39          |             |             | 322 |
| A0200014                               | Snake Rive    |             |             |             |             | 03-1        | 04-1        | 1           | 1           |             |             |     |
| A0200054                               | Snake Rive    | 1           |             |             |             |             |             |             |             |             |             |     |
| A02020278                              | Snake Rive    | 1           |             |             |             |             |             |             |             |             |             |     |
| A0202086                               | Snake Rive    | 02          |             |             |             | 07          |             |             |             |             |             | 36  |
| A0202086                               | Snake Rive    | 02-33       |             |             |             | 03-10       |             |             |             |             |             | 43  |
| A0202086                               | Snake Rive    | 02-33       |             |             |             | 03-10       |             |             |             |             |             | 43  |
| A0202258                               | Snake Rive    | 02-29       |             |             |             | 03-36       | 04-35       | 38          | 39          |             |             | 267 |
| A0202258                               | Snake Rive    |             |             |             |             | 03-1        | 04-1        | 1           | 1           |             |             |     |
| A0202258                               | Snake Rive    | 36          |             |             |             | 33          | 40          | 38          | 39          |             |             | 322 |
| A0207054                               | Snake Rive    |             |             |             |             |             |             |             |             |             |             | 200 |
| A0207054                               | Snake Rive    | 29          |             |             |             |             |             |             |             |             |             | 199 |
| A0207054                               | Snake Rive    | 29          |             |             |             |             |             |             |             |             |             | 199 |
| A5700006                               | Reynolds C    | 28          |             |             |             |             |             |             |             |             |             | 50  |
| A5700006                               | Reynolds C    | 28          |             |             |             |             |             |             |             |             |             | 50  |
| A5700006                               | Reynolds C    | 28          |             |             |             |             |             |             |             |             |             | 50  |
| R5700006                               | Reynolds C    | 28          |             |             |             |             |             |             |             |             |             | 136 |
| R5700273                               | Reynolds C    |             |             |             |             | 03-04       | 04-36       |             |             |             |             | 40  |
| R5700274                               | Reynolds C    |             |             |             |             | 03-04       | 04-36       |             |             |             |             | 40  |
| R5700274                               | Reynolds C    |             |             |             |             | 03-04       | 04-36       |             |             |             |             | 40  |
| R5700274                               | Reynolds C    |             |             |             |             | 03-24       |             | 12          | 39          |             |             | 75  |
| R5700275                               | Reynolds C    |             |             |             |             | 03-24       |             | 12          | 39          |             |             | 75  |
| R5700275                               | Reynolds C    |             |             |             |             | 03-24       |             | 12          | 39          |             |             | 75  |
| R5700276                               | Reynolds C    | 02-33       |             |             |             | 03-10       |             |             |             |             |             | 43  |
| R5700276                               | Reynolds C    | 02-33       |             |             |             | 03-10       |             |             |             |             |             | 43  |
| R5700276                               | Reynolds C    | 02-33       |             |             |             | 03-10       |             |             |             |             |             | 26  |
| R5700278                               | Reynolds C    |             |             |             |             |             |             | 26          |             |             |             | 26  |
| R5700278                               | Reynolds C    |             |             |             |             |             |             | 26          |             |             |             | 26  |
| R5700278                               | Reynolds C    |             |             |             |             |             |             | 26          |             |             |             | 109 |
| R5700281                               | Reynolds C    |             |             |             |             |             |             |             |             |             |             | 109 |
| R5700281                               | Reynolds C    |             |             |             |             |             |             |             |             |             |             | 109 |
| R5700281                               | Reynolds C    |             |             |             |             |             |             |             |             |             |             | 47  |
| R5701117                               | Reynolds C    | 10          |             |             |             |             |             |             |             |             |             | 47  |
| R5701117                               | Reynolds C    | 10          |             |             |             |             |             |             |             |             |             | 47  |
| R5701117                               | Reynolds C    | 10          |             |             |             |             |             |             |             |             |             | 70  |
| R5701119                               | Groundwater   | 37          |             |             |             |             |             |             |             |             |             | 70  |
| R5701119                               | Groundwater   | 37          |             |             |             |             |             |             |             |             |             | 70  |
| R5701119                               | Groundwater   | 37          |             |             |             |             |             |             |             |             |             | 109 |
| R5701120                               | Groundwater   |             |             |             |             |             |             |             |             |             |             | 109 |
| R5701120                               | Groundwater   |             |             |             |             |             |             |             |             |             |             | 109 |
| R5701122                               | Groundwater   |             |             |             |             |             |             |             |             |             |             | 76  |
| R5701123                               | Wastewater    |             |             |             |             |             |             |             |             |             |             | 109 |
| R5701123                               | Wastewater    |             |             |             |             |             |             |             |             |             |             | 109 |
| R5701123                               | Wastewater    |             |             |             |             |             |             |             |             |             |             | 109 |

West  
Reynolds Dist.  
Irrig.

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: A57-00273  
Date Received: 11/21/1988  
Receipt No: W001967  
Received By: DE JAH

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CALVIN C. JOHNSTON 208-495-2595  
Address: HC 79 BOX 88  
MELBA, ID 83641

2. Date of Priority: JAN 27, 1888

3. Source: REYNOLDS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01S      | 03W   | 2       | SW     | SE     |     |     | OWYHEE |

5. Description of diverting works:  
DIVERSION DAM, GRAVITY IRRIGATION

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 3.200 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.050 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
S/150 RANGE.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01S      | 03W   | 1       | NE     | SW  |     | IRR | 34.0  |
|          |       |         | NW     | SW  |     | IRR | 37.0  |

A57-00273

Page 1

Date: 01/16/89

MICROFILMED

OCT 07 1992

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 01S           | 03W   | 1       | SW     | SW  |     | IRR | 25.0  |
|               |       |         | SE     | SW  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 136.0 |
| Total Acres   |       |         |        |     |     |     | 136.0 |

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: DECREED  
Case Number:  
Court :  
Decree date:

---

Decree Plaintiff

vs

---

Decree Defendant

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For 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 \_\_\_\_\_

# IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-00273

Date: 2-6-02

|       | TNS | RNG | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Sum |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|
|       |     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |     |
| Claim | 1S  | 3W  | 1   |    |    |    |    |    |    |    |    | 34 | 37 | 25 | 40 |    |    |    |    | 136 |
| GIS   |     |     |     |    |    |    |    |    |    |    |    | 34 | 36 | 27 | 39 |    |    |    |    | 136 |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |

Number of POD's 1

Total Claimed Acres: 136

Overlapping FOU Claim #'s:

Total GIS Acres: 136

## COMMENTS:

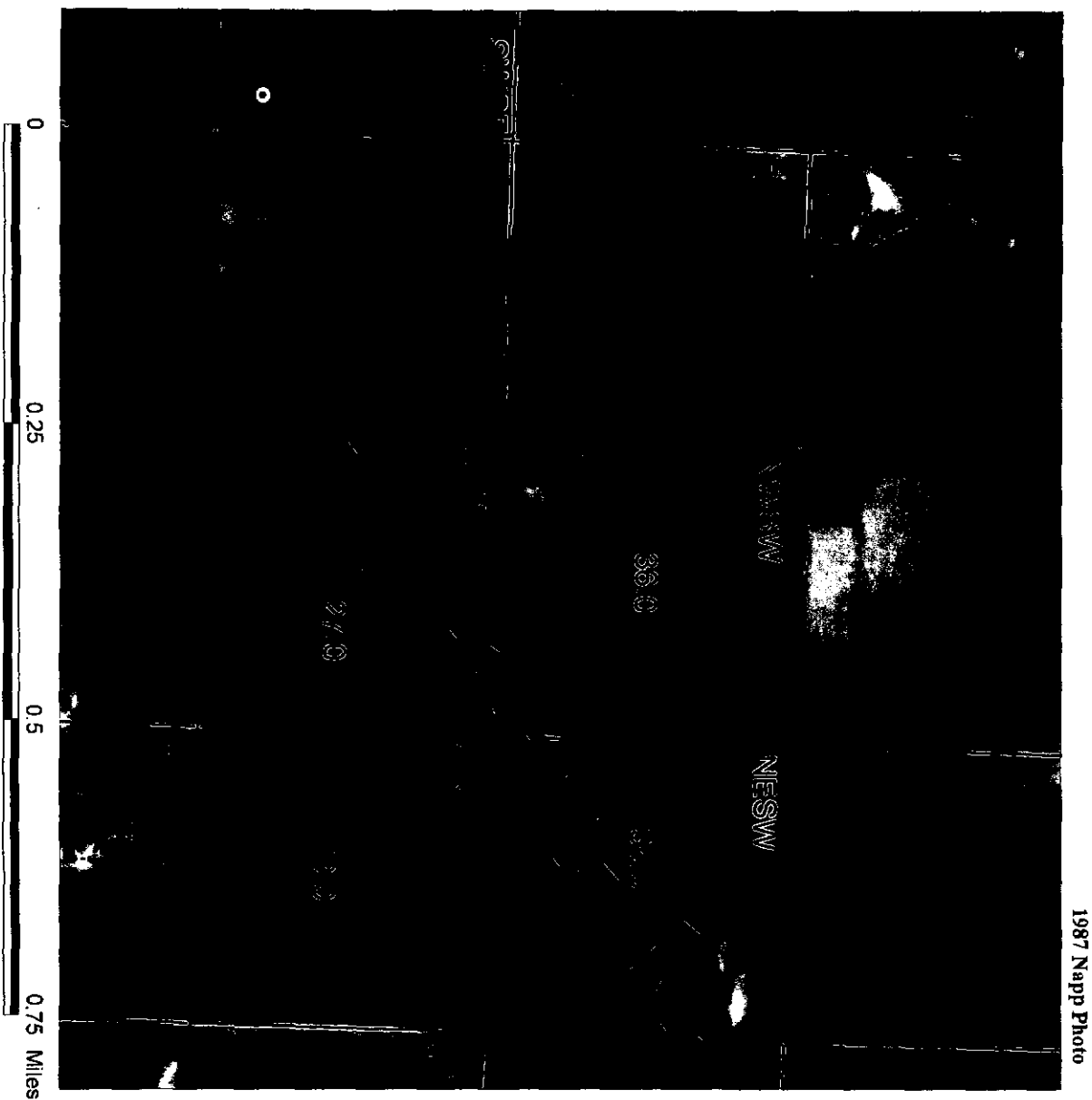
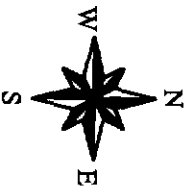
No map available. Per image interpretation.

POD estimated.

# Idaho Department of Water Resources

Claim Number: 57-00273  
Legal: T01S, R03W, S01  
Reviewed By:

- ☒ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines
- ☐ Township/Range Lines



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

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO

2002 DEC 23 PM 3 36

In Re SRBA )  
Case No. 39576 )

AMENDED  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 57-00273

NAME AND ADDRESS: CALVIN C JOHNSTON  
HC 79 BOX 88  
MELBA, ID 83641

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 3.20 CFS

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

PRIORITY DATE: 01/27/1888

POINT OF DIVERSION: T01S R03W S02 SWSE Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 3.20 CFS |
|                               | Stockwater     | 01-01 TO 12-31 | 0.05 CFS |

| PLACE OF USE: | Irrigation        | Within Owyhee County                |
|---------------|-------------------|-------------------------------------|
|               | T01S R03W S01     | NESW 34.0<br>NWSW 37.0<br>SESW 40.0 |
|               | 136.0 Acres Total |                                     |

|                    |                      |
|--------------------|----------------------|
| Stockwater         | Within Owyhee County |
| Same as Irrigation |                      |

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

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

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

RULE 54(b) CERTIFICATE

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

  
Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

**WATER RESOURCES  
WESTERN REGION**

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

2002 DEC 23 PM 3 34

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

**In Re SRBA**

**Case No. 39576**

## ORDER OF AMENDED PARTIAL DECREE

**For Water Right 57-00273**

On October 28, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

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

Therefore, IT IS ORDERED that water right 57-00273 is hereby **decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

**DATED: December 23, 2002**

*Roger S. Burdick*  
 ROGER S. BURDICK  
 Presiding Judge  
 Snake River Basin Adjudication

2002 DEC 23 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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

In Re SRBA )

CERTIFICATE OF MAILING

Case No. 39576 )  
\_\_\_\_\_ )

Water Right(s): 57-00273

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-00273 was mailed  
on December 23, 2002, with sufficient first-class postage prepaid  
to the following:

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

CALVIN C JOHNSTON  
HC 79 BOX 88  
MELBA, ID 83641  
Phone: 208-495-2595

ROBBIN HALL  
Chief Deputy Clerk

CERTIFICATE OF MAILING

SCANNED

DEC 24 2002

PAGE 1  
12/23/02

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

In Re SRBA )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 ) Water Right 57-00273

1998 FEB -9 PM 1:04

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO

FILED

NAME & ADDRESS: CALVIN C JOHNSTON  
HC 79 BOX 88  
MELBA ID 83641

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 3.2 CFS

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

PRIORITY DATE: 01/27/1888

POINT OF DIVERSION: T01S R03W S02 SWSE Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE     | QUANTITY |
|-------------------------------|----------------|-------------------|----------|
|                               | IRRIGATION     | Irrigation Season | 3.2 CFS  |
|                               | STOCKWATER     | 01-01 12-31       | 0.05 CFS |

| PLACE OF USE: | IRRIGATION      | Within Owyhee County |         |         |         |
|---------------|-----------------|----------------------|---------|---------|---------|
|               | T01S R03W S01   | NESW 34              | NWSW 37 | SWSW 25 | SESW 40 |
|               | 136 ACRES TOTAL |                      |         |         |         |

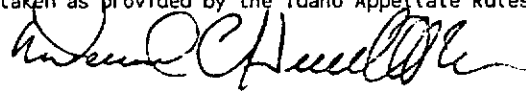
Place of use for STOCKWATER is same as IRRIGATION

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

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

RULE 54(b) CERTIFICATE

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



DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

**Audit:** 12/08/97 KWALKER

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

DATE: DEC-08-1997

PAGE: A-1

-----  
RIGHTS FROM: SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER  
-----

RIGHT NUMBER: 57-00273

NAME AND ADDRESS: CALVIN C JOHNSTON  
HC 79 BOX 88  
MELBA ID 83641

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 3.2 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY  
USED FOR STOCKWATER/ 130 RANGE CATTLE/

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

PRIORITY DATE: 01/27/1888

POINT OF DIVERSION: T01S R03W S02 SWSE Within Owyhee County

## PURPOSE AND

## PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

Irrigation Season

3.2 CFS

03/19 11/19

STOCKWATER

01-01 12-31

0.05 CFS

## PLACE OF USE:

IRRIGATION

Within Owyhee County

T01S R03W S01

NESW 34

NWSW 37

SWSW 25

SESW 40

136 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

CONSUMPTIVE USE: 303/2 APY

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

USE OF THIS RIGHT IS COMBINED WITH WATER FROM

AJ5856NP

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

DATE: DEC-08-1997

PAGE: A-2

57-00273 (CONT.)

WEST REYNOLDS IRRIGATION DISTRICT.

STOCKWATER, 150 RANGE CATTLE.



AJ5809NP  
No. R57-00273

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/18/92  
PAGE: 33

OWNER CODE NAME & ADDRESS  
C CALVIN C JOHNSTON  
HC 79 BOX 88  
MELBA ID 83641  
(208) 495-2595

PRIORITY DATE  
01/27/1888

WATER USE  
IRRIGATION  
STOCKWATER

USE PERIOD FROM TO  
03-15 11-15  
01-01 12-31

DIVERSION RATE  
3.20 CFS  
0.05 CFS

TOTAL DIVERSION:  
CONSUMPTIVE USE:  
503.2 AFA

Water Source: REYNOLDS CREEK Tributary to: SNAKE RIVER Stage: DECREED  
Point(s) of Diversion: T01S R03W S02 SWSE OWYHEE County

Place of use Legal Description for: IRRIGATION  
NE NW SW SE  
NENE NUNE SUNE SENE : NENW NUNW SNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SUM  
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : SUM  
01S 03W 1 : : : : : 34 37 25 40 : : : : : 136.0  
TOTAL ACRES : 136.0

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

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 150 RANGE CATTLE.

Other Rights: WEST REYNOLDS IRR. DIST.

Conditions of Approval:  
W09 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM  
- WEST REYNOLDS IRRIGATION DISTRICT.

Dates: Exam Made Date: Verified Date:  
Misc: Water District Number: 57R Field Inspection Flag:  
Presumption Flag:  
Audit: 07/31/91 WALKER 10/30/91 WALKER 07/29/92 PR-PRODM

MICROFILMED  
OCT 7 1992

# ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-00273

"R" RECORD

| FIELD EXAM<br>Y/N-IF NO,<br>DO OFFICE<br>VERIFICATION | IN-OFFICE<br>VERIFICATION<br>WHOM/DATE | VERIFIED BY<br>CODE<br>(SEE BELOW) | FIELD EXAM BY<br>WHOM/DATE | CLAIMANT CONTACT<br>NEEDED - Y/N* | REVIEW<br>COMPLETED<br>WHOM/DATE | DATA ENTRY<br>COMPLETED<br>WHOM/DATE | FINAL VERIFICATION<br>DATE ENTERED<br>WHOM/DATE |
|-------------------------------------------------------|----------------------------------------|------------------------------------|----------------------------|-----------------------------------|----------------------------------|--------------------------------------|-------------------------------------------------|
| PRIORITY                                              | N                                      | 6*                                 | N/A                        | N                                 |                                  | 12-30-91                             |                                                 |
| PT. OF DIV.                                           | N                                      |                                    |                            | N                                 |                                  |                                      |                                                 |
| SOURCE                                                | N                                      |                                    |                            | N                                 |                                  |                                      |                                                 |
| PL. OF USE                                            | N                                      |                                    |                            | N                                 |                                  |                                      |                                                 |
| DIV. AMOUNT<br>CFS/AF                                 | add volume                             |                                    |                            | YN                                |                                  |                                      |                                                 |
| CONSUMPTIVE<br>USE                                    | add                                    |                                    |                            | YN                                |                                  |                                      |                                                 |
| NATURE OF<br>USE                                      | N                                      |                                    |                            | N                                 |                                  |                                      |                                                 |
| PERIOD OF<br>USE                                      | N                                      |                                    |                            | N                                 |                                  |                                      |                                                 |
| BASIS OF<br>CLAIM                                     | decree                                 |                                    |                            | N                                 |                                  |                                      |                                                 |
| REMARKS                                               | N                                      |                                    |                            | N                                 |                                  |                                      |                                                 |

## VERIFICATION CODES

TOPO MAP/ORTHO-PG = 1  
ASCS MAP = 2  
WATERMASTER RECORDS = 3  
NAEP PHOTOS = 4  
FIELD EXAM = 5  
OTHER(SEE COMMENTS) = 6

\*IF CLAIMANT CONTACT IS NEEDED, COMPLETE  
CLAIMANT CONTACT CHECKLIST AND ATTACH.

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COMMENTS: \*Same as previously decreed in Reynolds CR. Decree  
of 1988. - PW 12/17/90  
Also covered by West Reynolds Arrog. Dist. - AIOH

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE 136 x 0.02 CFS/ACRE = 2.72 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( ☒ )

*same amt. previously decreed in Reynolds ck.*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 136 x CONSUMPTIVE VOL. AF/A FOR AREA 3.7 =

TOTAL CONSUMPTIVE USE 503.2 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 136 x DIVERSION VOL. AF/A FOR AREA 5.0 =

TOTAL DIVERSION VOLUME 680 AF/A

*VS 3.2 x 1.9835 x 246 = 1561.4 AFA*

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ☐ ) N( ☒ )

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

*Stock previously decreed 2.7 AFA*

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

14:58:31  
05/22/90

PAGE: 2  
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-00273

| WR ELEMENT                       | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|----------------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE<br>1/27/88         | N                 |                                                 |                            |                        |                     | BAJ 5/23/90                      | JH 11/1/88                           |                               |
| POINT OF DIV<br>15 3W 2          | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| SOURCE<br>Rynolds Ctl.           | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| PLACE OF USE                     | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| DIV. AMOUNT<br>CFS/VOLUME<br>3.2 | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| CONSUMPTIVE USE                  | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| PURPOSES<br>F/S                  | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| PERIOD OF USE<br>11/12/31        | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |
| BASIS OF CLAIM<br>Altered        | N                 |                                                 |                            |                        |                     | "                                | "                                    |                               |

"VERIFIED BY" CODES

*Add Cons Ver.*

TOPO MAP/ORTHO-FQ = 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.

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West St. ↑  
Round Dist. ↑  
Irrig. ↑

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OCT 07 1992

MEMO TO: 57-0273 FROM: F.E.L. DATE: 8/3/80  
THIS RT. ON LAND PATENTED IN 1892 SEEMS TO FIT FAIRLY CLOSELY  
FOR PRIORITY DATE. AS DECREED FOR 160 ~~ACRES~~ THE RT. PRODUCES  
APPROX. 1.18"/ACRE FOR THE LANDS WHICH IS NOT FELT TO BE EXCESSIVE.

MEMO TO: 57-0273

FROM: JKN

2/16/82

Met with Calvin Johnson & he claims his P.D. is  
SKE ~~Sec 2~~ T15 R3W

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OCT 07 1992

VERIFIED FEL

SS

57 0273

Deena L. L. - Carlson Johnson

160", 1/27/1888

SW, SE, T1S, R3W

Heads P. Hallberg received patent to this land on 8/01/1892.

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OCT 07 1992

GIGRAY, MILLER, DOWNEN & WESTON

LAWYERS

DEARBORN BUILDING

9TH & DEARBORN STS.

POST OFFICE BOX 640

CALDWELL, IDAHO 83605

TELEPHONE 208-459-0091

WM. F. GIGRAY, JR.

DEAN E. MILLER

DONALD E. DOWNEN

GERALD L. WESTON

WM. F. GIGRAY, III

DEAN J. MILLER

R. SCOTT PASLEY

July 19, 1979

Department of Water Resources  
92 South Cole Road  
Broadbent Business Park  
Boise, ID 83705

Gentlemen:

Enclosed herewith please find the following Notices  
of Claim to a Water Right:

- ✓1. Calvin C. Johnston, Water Resource #57-0273
- ✗2. Alvin Benson, Jerry Benson and Thomas Benson, Water Resource #57-0275
- ✓3. Jerry L. Benson and Sandra J. Benson Water Resource #57-0272
- ✓4. Winston Goering and Margaret Goering Water Resource #57-0274
- ✓5. Alvin Benson and Thomas Benson Water Resource #57-0271
- ✗6. Alvin Benson and Thomas Benson Water Resource #57-0241

Also enclosed herewith please find Benson Farms, Inc.  
check in the amount of \$60.00 in payment of the filing fees.

Yours very truly,

GIGRAY, MILLER, DOWNEN & WESTON

*Gerald L. Weston*  
Gerald L. Weston

*Receipt for \$60.-  
and all printed  
copies returned  
to G.L.W. 7/30/79  
ajw*

GLW:cm  
Enclosures

**RECEIVED**

JUL 20 1979

Department of Water Resources  
Western Regional Office

**MICROFILMED**

OCT 07 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  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number 457-00273Date Received 11-21-88Receipt Number W001967

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED  
NOV 21 1988

Department of Water Resources  
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Calvin Johnston Phone (208) 495-2595Mailing Address He 79 Box 88 Melba, Idaho Zip 836412. Date of Priority (Only one (1) per claim) 1/27/18883. Source of water supply (a) Reynolds Creekwhich is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 1S Range 3W Section 2,1/4 of SW 1/4 of SE 1/4, Govt. Lot, anywhere B.M., County of anywhere

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.

Diversion dam -  
gravity conveying ditch to place of use  
gravity irrigation

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Copies: White-State, Yellow-Claimant  
OCT 07 1992

## **HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION**

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/16 amount 3.20 or \_\_\_\_\_

For Stockwater purposes from 1/1 to 12/31 amount .05 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 3.20 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 5/152/1279

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 15  | 34  | 1   |        |       |       |       |        |       |       |       | 34     | 37    | 25    | 40    |        |       |       |       | 136    |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 136

11. In which county (ies) are lands listed above as place of use located? 0004/722

12. Do you own the property listed above as place of use? Yes ✓ No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
\_\_\_\_\_ or None (✓)

14. Remarks:

Last Name Johnston Ident No. A57-00273

Copies: White, State, Yellow, Claimant

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OCT 07 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

[illegible]

Johnston

Ident No.

1957-00273

Copies: White State, Yellow Claimant

OCT 07 1992

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree ☒

If applicable provide IDWR Water Right Number 1957-00273

Court 3rd Case Number 2456 Decree Date \_\_\_\_\_

Plaintiff vs Defendant A. Kenneth Dunn v. Larry Adams et al

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

✓ Signature of Claimant (s) Gabrielle C. Johnston Date \_\_\_\_\_  
Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or Idaho )  
County of Canyon ) SS.

Subscribed and sworn (or affirmed) before me this 17 day of November 19 88

SEAL

Notary Public John K. Noyes

Residing at 15470 Homestead Rd  
Edinburg, Idaho

My Commission Expires Sept. 21, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name Johnston Ident. Number 1957-00273

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Copies White-State, Yellow-Claimant

OCT 07 1992

136 - 125 acres in West  
Reynolds = 11 acres to  
pay on.

|              |       |
|--------------|-------|
| 1 - gr -     | \$50  |
| plus         | 11    |
| 1 - Domestic | 25    |
|              | <hr/> |
|              | \$86  |

12/22/1988

## SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME JohnstonCLAIM IDENT. NO. A57-00273DATE RECEIVED 11-21-88CK # 5994AMOUNT \$ 86.00

YES NO Required Info?

1. Is the name and address complete with zip code? . . . . . YES NO \*
2. Is a priority date entered? . . . . . YES NO \*
- Is the priority date acceptable in view of mandatory filing dates? . . . . . YES NO \*
3. (a) Is a source entered? . . . . . YES NO \*
- (b) Is a tributary to entered? (if required) . . . . . N/A YES NO \*
4. Is the legal description of the p.d. sufficient? . . . . . YES NO \*
5. Is there a description of the diverting works? . . . . . YES NO \*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. . . . . YES NO \*
- Is the period of use included? . . . . . YES NO \*
- Is a quantity claimed for each use? . . . . . YES NO \*
7. Is a total quantity claimed entered? . . . . . YES NO \*
8. If required is a consumptive use entered? . . . . . N/A YES NO \*
- Is the consumptive use correct? . . . . . N/A YES NO \*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. . . . . N/A YES NO \*
10. Is (are) the place(s) of use and purpose(s) indicated? . . . . . YES NO \*
11. Is (are) the county(ies) entered? . . . . . YES NO \*
12. Is the ownership of p.u. checked? . . . . . YES NO \*
13. Are other water rights listed or "none" indicated? . . . . . YES NO \*
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) . . . . . N/A YES NO \*
15. Is the basis of the claim indicated? . . . . . YES NO \*
16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) . . . . . YES NO \*
17. Is the claim signed by the claimant, and is the signature appropriate? . . . . . YES NO \*
18. Has the claim been signed, sealed, and dated by a notary? . . . . . YES NO \*
19. Was this claim filed on time, or was an extension granted? . . . . . YES NO \*
20. Is the fee enclosed correct? . . . . . Exempt YES NO \*
21. If this claim is based on an existing water right, has the identification number been entered? . . . . . N/A YES NO \*

22. Should this claim be receipted and data entered? . . . . . YES NO \*Claim checked by: VERIFIED ROW Date: 12/23/88Claim must be returned to claimant: ? (Yes) ✓ (No)Claimant must be sent a copy of amended claim for approval: ? (Yes) ✓ (No)

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Receipt Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

Claim data entered by: \_\_\_\_\_

Date: \_\_\_\_\_

Sent to claimant by: \_\_\_\_\_

Date: \_\_\_\_\_

Checked by: OCJ Date: 12/29/88Comments: This claim may be 125.00 should be subtracted withclaim A57-01127 as it shows a subtraction of 125 ACRESof Reynolds Cr.50 + 11 = 61.00

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL DETER-  
MINATION OF RIGHTS TO THE USE OF  
REYNOLDS CREEK  
DRAINAGE BASIN.

**NOTICE OF CLAIM  
TO A  
WATER RIGHT**

|                            |                             |
|----------------------------|-----------------------------|
| <u>57-0273</u><br>I.D. No. | Map No.                     |
| \$ <u>10</u><br>Fee Paid   | <u>14464</u><br>Receipt No. |

Notice is hereby given that Calvin C. Johnston  
(Name of Claimant)  
Melba, Idaho 83641 Telephone No. 495-2595  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) January 27, 1888, Benson v. Brandau, Wagner filing

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Reynolds Creek  
tributary to \_\_\_\_\_

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:  
Quantity 3.2 cfs Use irrigation and stock Period of Use From 2/15 To 11/30  
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

2<sup>nd</sup> AFA Quantity 1.05 Use Stock Period of Use From 3/15 To 12/31  
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

Quantity \_\_\_\_\_ Use \_\_\_\_\_ Period of Use From \_\_\_\_\_ To \_\_\_\_\_  
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

Quantity \_\_\_\_\_ Use \_\_\_\_\_ Period of Use From \_\_\_\_\_ To \_\_\_\_\_  
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

(4) 3.2 cfs TOTAL QUANTITY CLAIMED.  
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SWSE  
Sec. 1, Twp. 1 South, Rge. 3 West, B.M., Owyhee County  
Additional Points: \_\_\_\_\_

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.  
diversion dam

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

| T         | R         | SEC.       | NE¼ |     |     |     | NW¼ |     |     |     | SW¼       |           |           |           | SE¼ |     |     |     | TOTAL          |
|-----------|-----------|------------|-----|-----|-----|-----|-----|-----|-----|-----|-----------|-----------|-----------|-----------|-----|-----|-----|-----|----------------|
|           |           |            | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼       | NW¼       | SW¼       | SE¼       | NE¼ | NW¼ | SW¼ | SE¼ |                |
| <u>1S</u> | <u>3W</u> | <u>(1)</u> |     |     |     |     |     |     |     |     | X         | X         | X         | X         |     |     |     |     | <u>160 136</u> |
|           |           | <u>1</u>   |     |     |     |     |     |     |     |     | <u>34</u> | <u>37</u> | <u>25</u> | <u>40</u> |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |
|           |           |            |     |     |     |     |     |     |     |     |           |           |           |           |     |     |     |     |                |

OTHER RTS: Source(s) Outside Basin. Total no. of acres 160 136

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:  
150 stock water

NOTE: Include here the type and number of stock watered: 3/150 Range

(7) If you are claiming water as a member of an organization, list name of organization: Lower Reynolds

(8) Remarks Water Resource #57-0273 this is when combined with any

other it shall not provide more than .0285) A/c

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.  
☒ B) Right decreed by court, cite title of case. Benson v. Brandau

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. \_\_\_\_\_

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.  
Western Regional Office

July 19, 1979  
(Date)

State of Idaho Organization \_\_\_\_\_  
County of Canyon ss. Seal \_\_\_\_\_

Individual Calvin C. Johnston  
(Signature of Claimant)

Organization \_\_\_\_\_ (Signature of Spouse)

(Signature of Authorized Agent)

On this 19th day of July, in the year seventy-nine before me  
a notary public, personally appeared Calvin C. Johnston

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, it, they) executed the same.

My commission expires 2/16/82 gkn 9/17/79 Notary Public residing at Caldwell, Idaho

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KEYPUNED 86-79

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

IN THE MATTER OF THE GENERAL DETER-  
MINATION OF RIGHTS TO THE USE OF \_\_\_\_\_  
REYNOLDS CREEK

# NOTICE OF CLAIM TO A WATER RIGHT

|          |             |
|----------|-------------|
| 57-0283  |             |
| I.D. No. | Map No.     |
| \$ 10    | 14464       |
| Fee Paid | Receipt No. |

Notice is hereby given that **Calvin C. Johnston**

(Name of Claimant)

Melba, Idaho 83641

(Mailing Address)

Telephone No. 495-2595

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) January 27, 1888, Benson v. Brandau, Wagner filing
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Reed's Creek  
tributary to \_\_\_\_\_
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- |                                           |                                                                        |                                              |                               |
|-------------------------------------------|------------------------------------------------------------------------|----------------------------------------------|-------------------------------|
| Quantity <u>3.2 cfs</u><br>(CFS, GPD, AF) | Use <u>irrigation and stock</u><br>(Domestic, irrigation, stock, etc.) | Period of Use From <u>2/15</u><br>(Mo., Day) | To <u>11/30</u><br>(Mo., Day) |
|                                           |                                                                        | (Both dates inclusive)                       |                               |
| Quantity _____<br>(CFS, GPD, AF)          | Use _____<br>(Domestic, irrigation, stock, etc.)                       | Period of Use From _____<br>(Mo., Day)       | To _____<br>(Mo., Day)        |
|                                           |                                                                        | (Both dates inclusive)                       |                               |
| Quantity _____<br>(CFS, GPD, AF)          | Use _____<br>(Domestic, irrigation, stock, etc.)                       | Period of Use From _____<br>(Mo., Day)       | To _____<br>(Mo., Day)        |
|                                           |                                                                        | (Both dates inclusive)                       |                               |
| Quantity _____<br>(CFS, GPD, AF)          | Use _____<br>(Domestic, irrigation, stock, etc.)                       | Period of Use From _____<br>(Mo., Day)       | To _____<br>(Mo., Day)        |
|                                           |                                                                        | (Both dates inclusive)                       |                               |
- (4) 3.2 cfs TOTAL QUANTITY CLAIMED.  
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW  $\frac{1}{4}$  NE  $\frac{1}{4}$   
Sec. 11, Twp. 1 South, Rge. 3 West, B.M., Owyhee County  
Additional Points: \_\_\_\_\_
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. diversion dam
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total no. of acres 160

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: stock water

**NOTE:** Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: Lower Reynolds
- (8) Remarks Water Resource #57-0273

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- ☐ A) Right based on diversion and beneficial use.
- ☒ B) Right decreed by court, cite title of case. Benson v. Brandau
- ☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. \_\_\_\_\_

Department of Water Resources undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the Western Region's best knowledge.

Individual *[Signature]*

**Individual**

July 19, 1979

(Date)

State of Idaho

## Organization

County of Canyon

Seal

### Organization

(Signature of Spouse)

(Signature of Authorized Agent)

On this 19th day of July, in the year seventy-nine before me  
a notary public, personally appeared Calvin C. Johnston

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or \_\_\_\_\_) executed the same.

**My commission expires**

Notary Public residing at 614 North 1st, Idaho