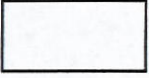
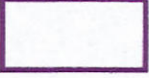


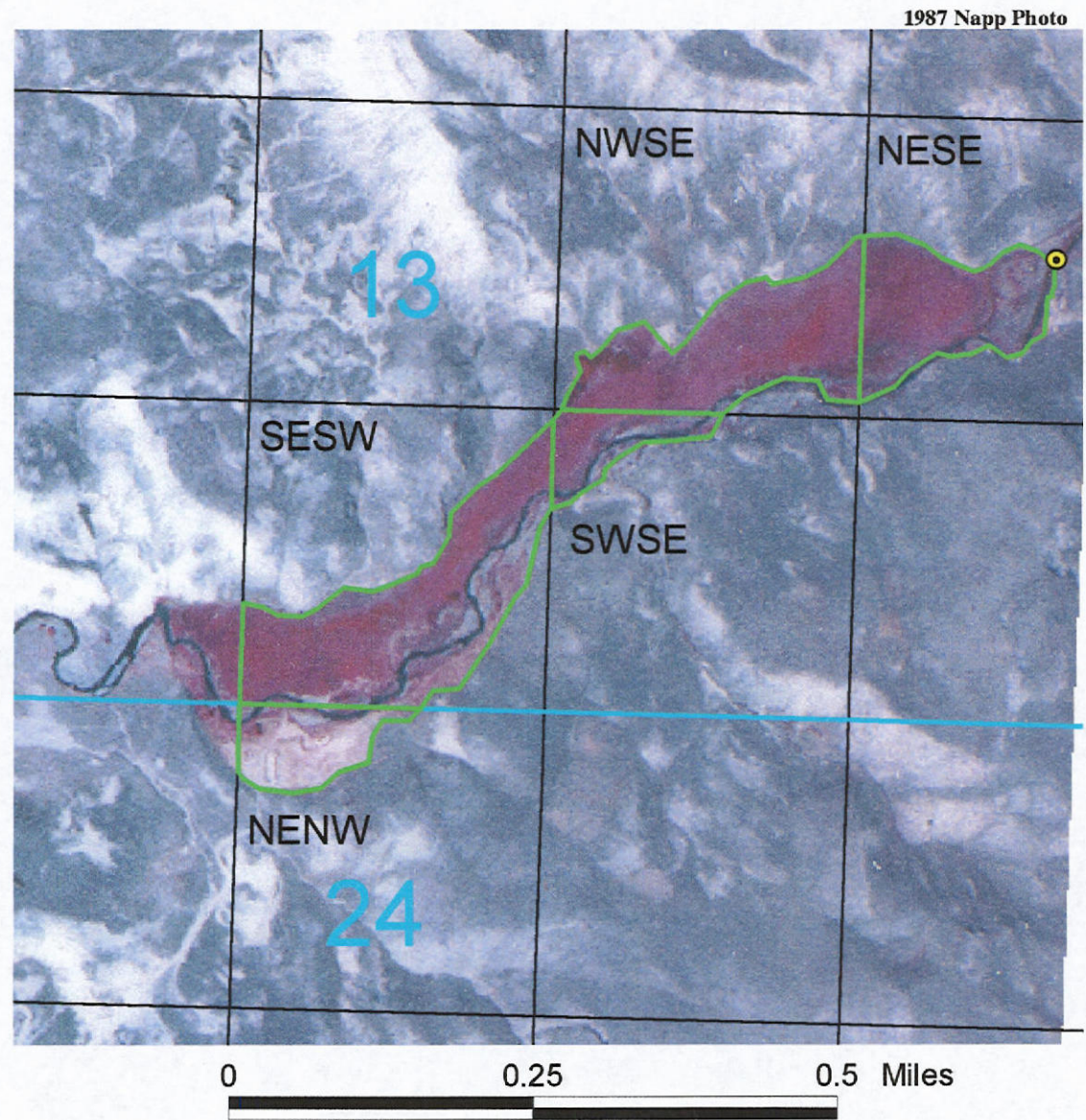
Idaho Department of Water Resources

Claim Number: 57-02232

Legal: T03S, R06W, S13, 24

Reviewed By:

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



District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

January 21, 2003 RECEIVED

JAN 22 2003

Baltzor Cattle Co. Inc.
Jordan Valley, Oregon 97910

Department of Water Resources

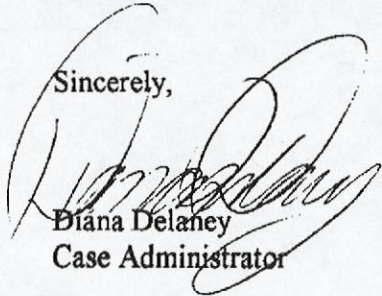
Dear Water Right Claimant(s):

This letter accompanies a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 57-2232. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order*, in combination with the *Partial Decree* that was issued for this water right on March 3, 1998, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of this water right. The original of the *Order* and the original of the *Partial Decree* for this water right is on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued on the same date that the *Partial Decree* was originally issued.

Sincerely,


Diana Delaney
Case Administrator

4506

(135)

57-022:

5506

540 000 FEET
(IDAHO)

✓ Denotes Public Land
Included in this Claim

MICROFILMED

JUL 20 1994

43°07'30"

117°00

ROAD CLASSIFICATION

State of Idaho License and Certificate of Water Right

Water License No. 27820

Amount 1.0 c.f.s.

Water District No.

Priority March 9, 1959

THIS IS TO CERTIFY that

FRANK BALTZOR

of Jordan Valley, Oregon, made application for a permit to appropriate the public waters of the State of Idaho, dated March 5, 1959; that Permit No. 27820 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.0 second feet, was issued thereunder on August 18, 1960, showing that said works were completed on the 5th day of August, 1960; and that on the 5th day of August, 1960,

FRANK BALTZOR

of Jordan Valley, State of Oregon, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Succor Creek, a tributary of Snake River, for the purpose of irrigation, under Use Permit No. 27820 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 7071, on the 2nd day of May, 1961; The right hereby confirmed dates from March 9, 1959;

The Point of Diversion is located

in the NE 1/4 SE 1/4, Sec. 13, Tp. 3 S., R. 6 W., B. M. Owyhee County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 S.	6 W.	13	NE 1/4 SE 1/4	10	10
			NW 1/4 SE 1/4	10	10
			SW 1/4 SE 1/4	30	30
			SE 1/4 SW 1/4		10
			Total number of acres to be irrigated:		60

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

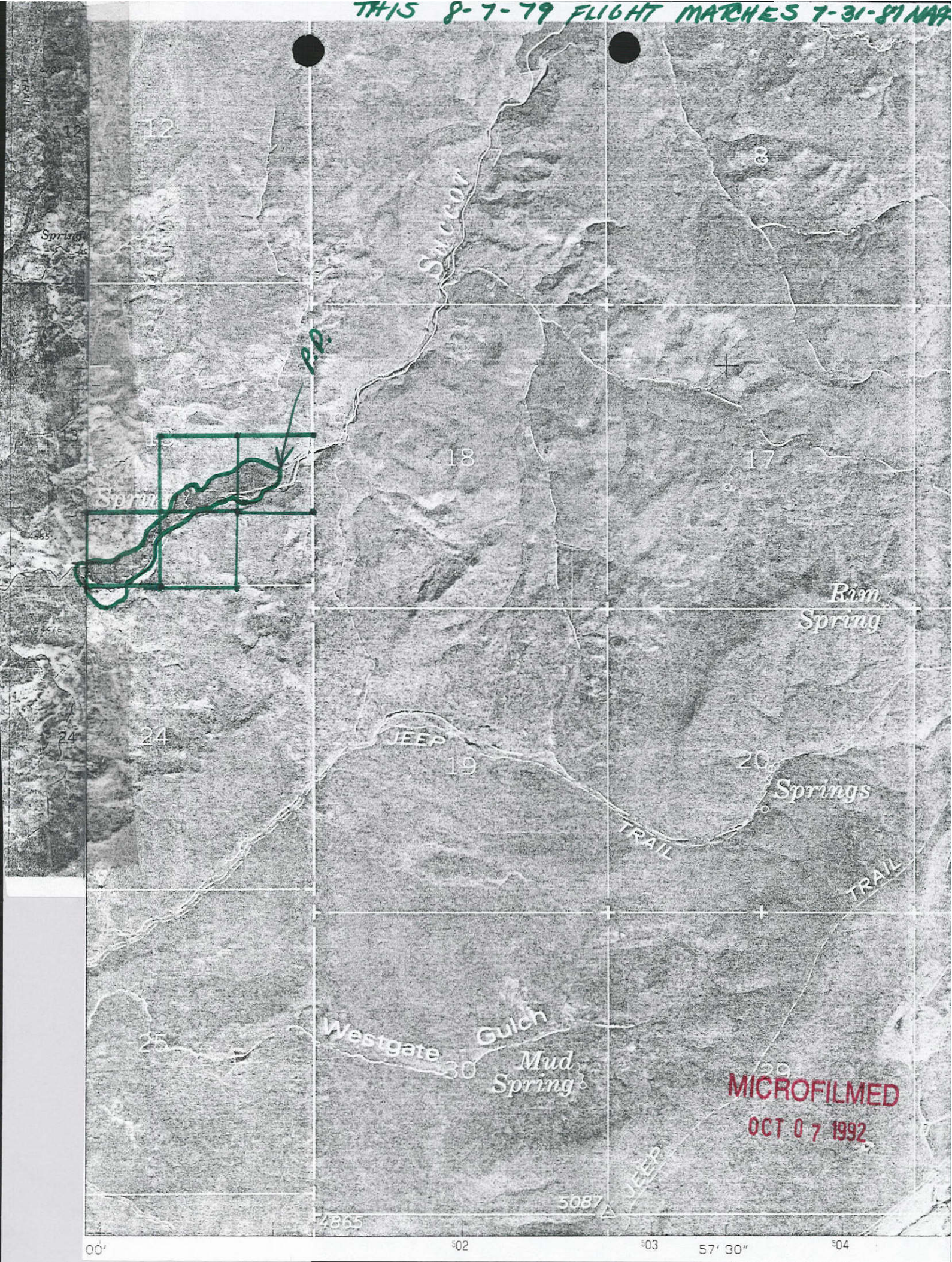
2nd day of May, 1961.

s/ GEO. M. CARTER
State Reclamation Engineer.

(SEAL)

MICROFILMED
OCT 07 1982

THIS 8-7-79 FLIGHT MARCHES 7-31-81 NAV



6-18-91

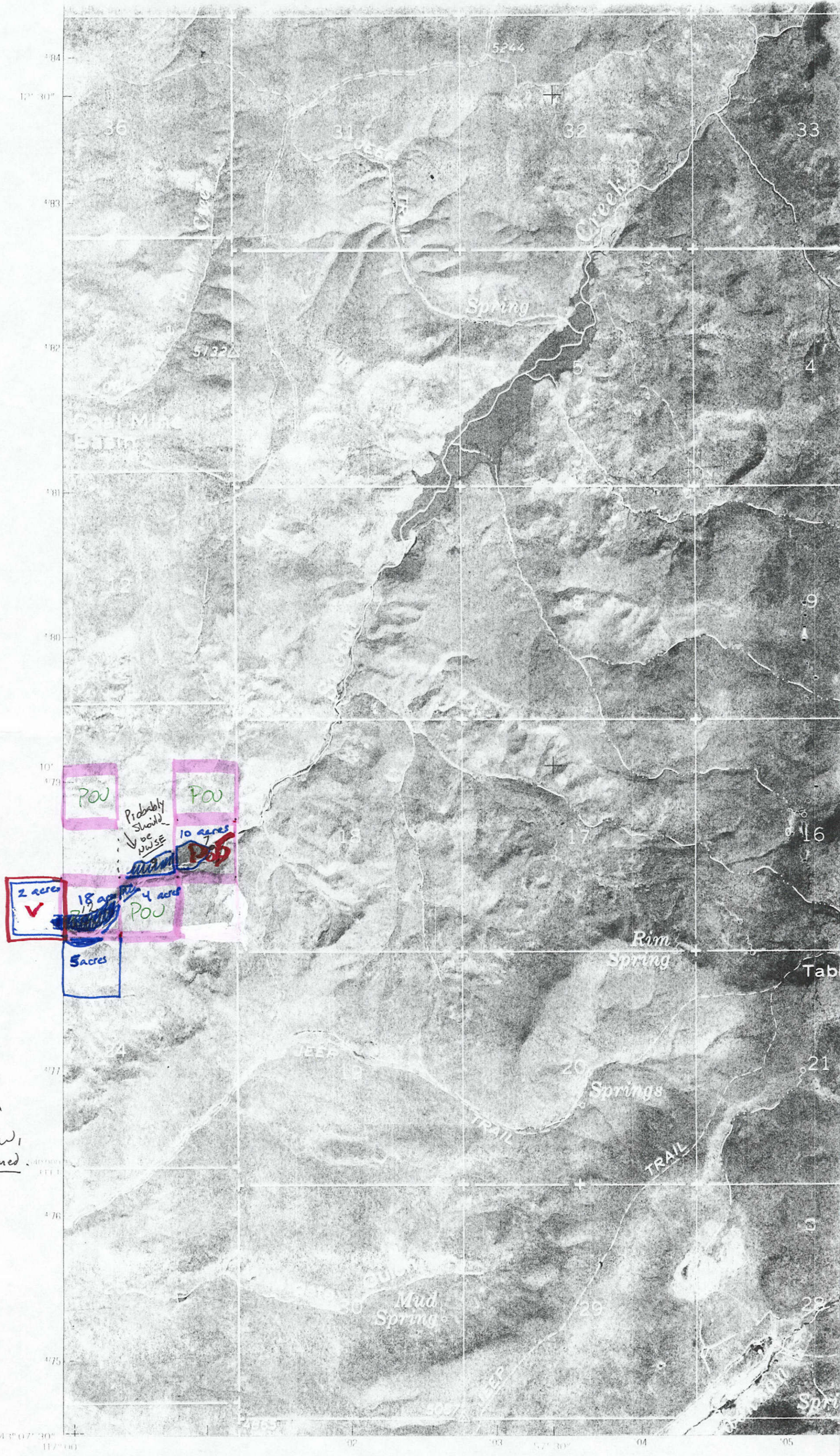


Picture of
Willow Fork
flowing
into Little
McBride Cr.

MICROFILMED
OCT 6 7 1992

T2S

T3S



irrigation
overlap on
2 acres in
§ 13 SWSW,
not claimed.

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: A57-02232
Date Received: 3/06/1989 *hat*
Receipt No: C005662
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BALTZOR CATTLE CO. INC. 208-586-2316
Address: JORDAN VALLEY, OR 97910

2. Date of Priority: MAR 09, 1959

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	06W	13	NE	SE			OWYHEE

5. Description of diverting works:
CONCRETE DAM, 20' X 6', 18" HEADGATE, V-TYPE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/30	1.000		

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

8. Total consumptive use is 150.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06W	13	SE	NE		IRR	10.0
			SE	NW		IRR	10.0
			SE	SW		IRR	30.0
			SW	SE		IRR	10.0

Section Acres

A57-02232

Page 1

Date: 03/06/1989

MICROFILMED
03/06/1989

10. Place of Use: Continued

Total Acres 60.0

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: LICENSE
 Water Right Number: 27820

MICROFILMED
OCT 07 1992

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 Organizations:

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

Signature of Authorized Agent

Title and Organization

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 _____

DATA ENTRY BY rat 3-6-89IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 157-02232
Date Received 1-12-88
Receipt Number Part. 209 & 005662 rat

RECEIVED

MAR 02 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

DEC 12 1988

Department of Water Resources

ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) BALTZOR CATTLE CO. INC. Phone (503) 586-2316
Mailing Address Jordan Valley, Oregon Zip 979102. Date of Priority (Only one (1) per claim) MARCH 9, 19593. Source of water supply (a) Succor Creek
which is tributary to (b) SNAKE RIVER4. a. Location of existing point of diversion is: Township 35 Range 6W Section 13,
NE 1/4 of SE 1/4 of 1/4, Govt. Lot, X B.M., County of Owyhee

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. Dam, headgate and ditchesDam is concrete - 30' length - 6' high. 18" headgateV-Type ditch 4' at water line 2' deep 3/4 mile ofditch with average grade per mile 5 feet.MICROFILMED
OCT 07 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3-15 to 10-30 amount 1.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 150 acre feet per annum.

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

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	
35.	6W.	13				10				10				30			10		60

Total number of acres irrigated 60

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

12. Do you own the property listed above as place of use? Yes X 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 (X)

14. Remarks:

MICROFILMED
OCT 07 1992

Last Name BALTZOR Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 27820
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 X 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) Baltzor Cattle Co. Inc.

Date 12-8-88

By Allen Baltzor, President

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Secretary

Title

of Baltzor Cattle Co. Inc. that I have signed the foregoing

Organization

document in the space below as _____

Secretary

Title

of

Baltzor Cattle Co. Inc.

Organization

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

Signature of Authorized Agent Virginia L. Baltzor

Title and Organization Secretary Baltzor Cattle Co. Inc.

Date 2-24-89

State of Idaho/or _____)

SS.

County of Canyon)

Subscribed and sworn (or affirmed) before me this 8th day of December 19 88

SEAL

Notary Public Deborah L. Martin

Residing at Caldwell

My Commission Expires 11/16/94

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 BALTZOR Ident. Number _____

Copies White-State, Yellow-Claimant

CORPORATION

STATE OF IDAHO)

ss.

COUNTY OF Canyon)

On this 24th day of February, in the year 1989, before me a Notary
Public in and for said State, personally appeared Virginia L. Baltzor
known or identified to me to be the
President of the Corporation and known or
identified to me to be the Secretary of the corporation that
executed the within instrument on behalf of corporation therein named, and
acknowledged to me that such corporation executed the same.

WITNESS my hand and official seal.

Deborah L. Martin

Notary Public for Idaho

Residing at Caldwell

My commission expires: 11/16/94

MICROFILMED

OCT 07 1992

Scale: 2 inches equals 1 mile

T35 - R Lwr

T35 - R SW B A

Dec 13

Dec 18

MICROFILMED
OCT 07 1952

Copies: White-State, Yellow-Claimant

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 57-02232 -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

RESPONSE TO OBJECTION NO. 57-02232 -0001 - PAGE 1

MICROFILMED

JUL 20 1994

2. Person who filed objection:

Name: US BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706-2544

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
2. ☒ Source: I respond to the objection concerning the source of water.
3. ☒ Quantity: I respond to the objection concerning:
4. ☒ Priority Date: I respond to the objection concerning the priority date.
7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.
8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I respond to the objection concerning:
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.

12. ☒ Water Right Recommendation: I respond to the objection concerning:

12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 1, 2, 3, 4, 7, 8, 9, 10, 12 and 12a. and all allegations of the objection regarding these items, IDWR responds as follows:

IDWR lacks sufficient information to form a belief as to whether any or all of the lands upon which water is diverted, conveyed, or used pursuant to this right are owned by the United States. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

Notice of Claim No. A57-02232

4

(Over)

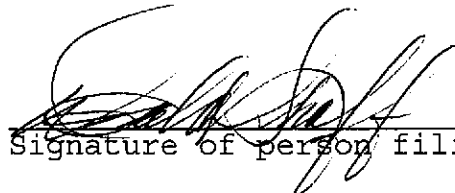
VERIFICATION (Must be Completed)

State of IDAHO

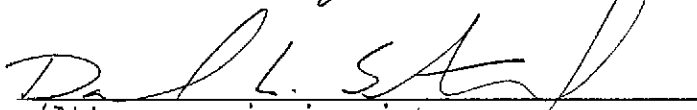
County of ADA

Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

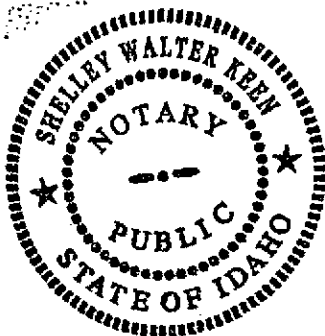


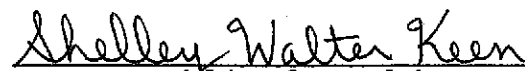
Signature of person filing response

By: 

(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 16th day of June,
1993.





Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: July 31, 1997

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of June, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

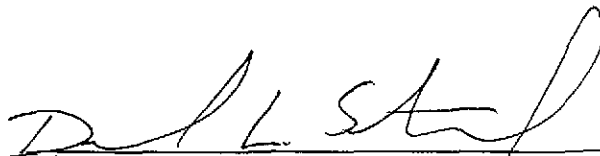
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: BALTZOR CATTLE CO INC
Address: JORDAN VALLEY OR 97910

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: K JACK HAUGRUD & DARIA J ZANE
550 W FORT ST
PO BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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 10-30 amount 1.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 150 acre feet per annum.

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

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	
3S.	6W.	13				10				10				30			10		60

Total number of acres irrigated 60

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

12. Do you own the property listed above as place of use? Yes X 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 (X)

14. Remarks:

MICROFILMED
OCT 07 1992

Last Name BALTZOR Ident No. _____

Copies: White -State, Yellow-Claimant

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.

MICROFILMED
OCT 8 - 1988

Scale: 2 inches equals 1 mile

T3S - R LWR

T3S - RSW B A

Sec 13

Sec 18

MICROFILMED
OCT 07 1992

Copies: White-State, Yellow-Claimant

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02232

Date: 3-6-02

	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	3S	6W	13												18	10	11	4		43
GIS															17	9	12	3.4		41.4
Claim			24					5												5
GIS								4.7												4.7
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 48

Overlapping POU Claim #'s:

Total GIS Acres: 46.1

COMMENTS:

Per county data, claim map & image interpretation.
 The claim map included part of the field in the SWSE sec 13.
 I didn't include it because it isn't claimed; however I believe
 that is where the storage is.

Idaho Department of Water Resources

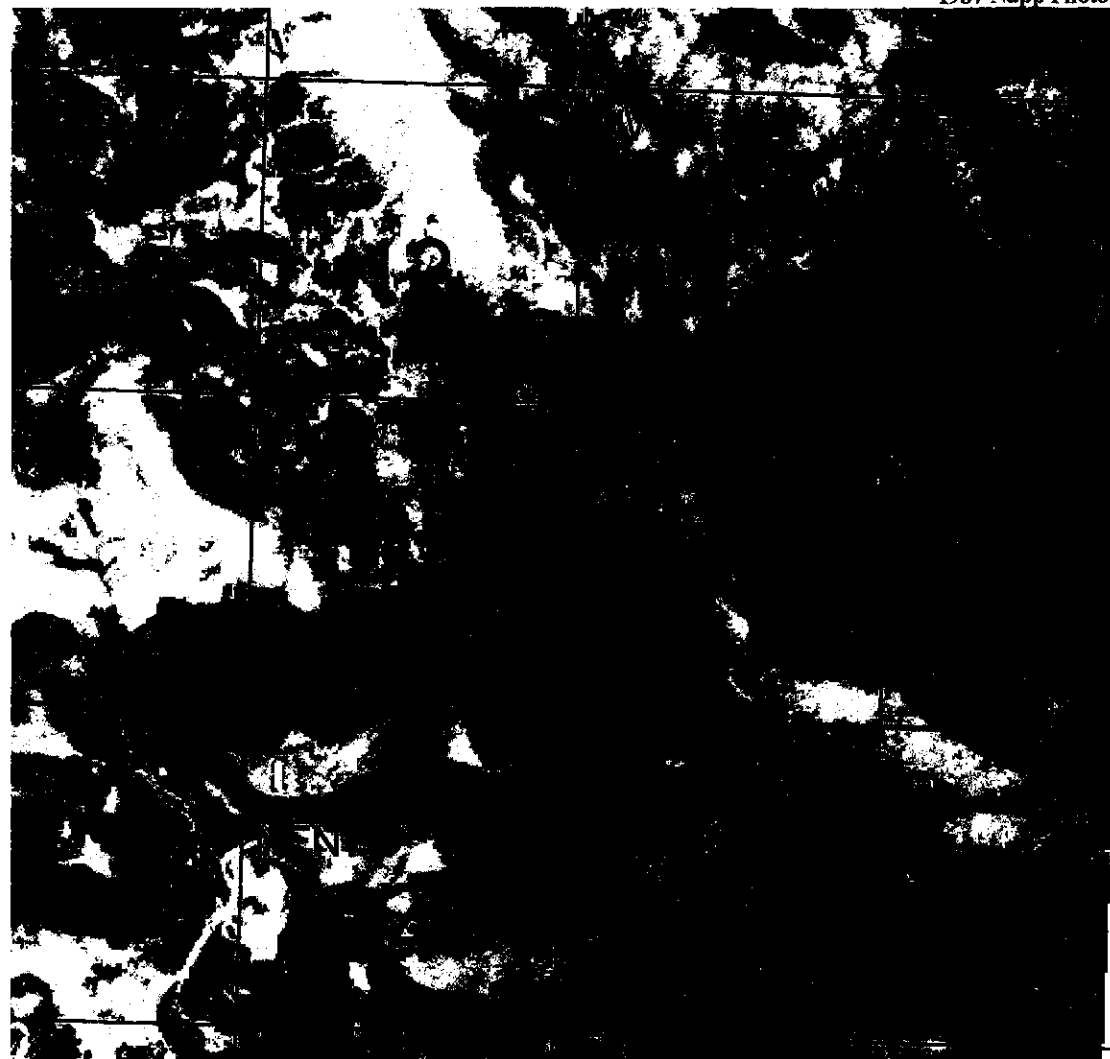
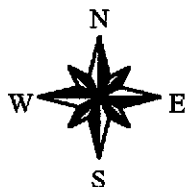
Claim Number: 57-02232

Legal: T03S, R06W, S13, 24

Reviewed By:

1987 Napp Photo

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



0 0.25 0.5 Miles

A horizontal scale bar with three segments. The first segment is labeled '0', the second '0.25', and the third '0.5 Miles'. The bar is a solid black line.

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

January 21, 2003 RECEIVED

JAN 22 2003

Baltzor Cattle Co. Inc.
Jordan Valley, Oregon 97910

Department of Water Resources

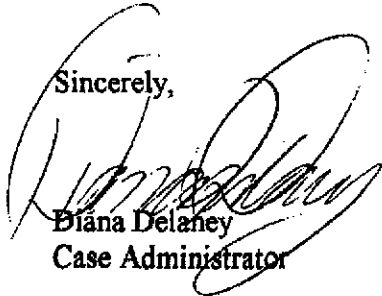
Dear Water Right Claimant(s):

This letter accompanies a copy of an *Order Amending Irrigation Period of Use Statement in Partial Decree, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 57-2232. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order*, in combination with the *Partial Decree* that was issued for this water right on March 3, 1998, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of this water right. The original of the *Order* and the original of the *Partial Decree* for this water right is on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued on the same date that the *Partial Decree* was originally issued.

Sincerely,


Diana Delaney
Case Administrator

RECEIVED

JAN 27 2003

Department of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 JAN 21 PM 3 52

**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	)	Water Right 57-2232
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on March 3, 1998. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on July 26, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 2, IDWR Basin 57, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 04-01 to 10-31

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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 a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated January 21, 2003



ROGER BURDICK

Presiding Judge

Snake River Basin Adjudication

1998 MAR -2 PM 2: 48

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

Case No. 39576

) **ORDER OF PARTIAL DECREE**

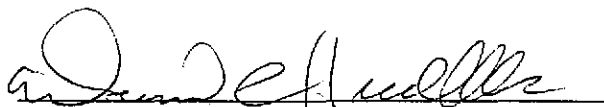
) **For Water Right 57-02232**

On January 7, 1998, 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 57-02232 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED March 2, 1998.



DANIEL C. HURLBUTT, JR.

Presiding Judge

Snake River Basin Adjudication

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

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02232

1998 MAR -2 PM 2: 48
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: BALTZOR CATTLE CO INC
JORDAN VALLEY OR 97910

SOURCE: SUCCOR CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 03/09/1959

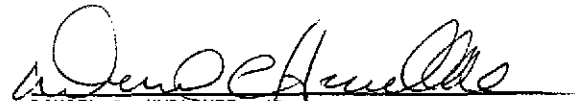
POINT OF DIVERSION: T03S R06W S13 NESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.00 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T03S R06W S13	SESW 18	NESE 10	NWSE 11	SWSE 4
	S24	NENW 5			
	48 ACRES TOTAL				

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

1998 MAR 03 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)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 57-02232

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 57-02232 was mailed
on March 03, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

BALTZOR CATTLE COMPANY
Represented by:
JOHN T. SCHROEDER
PO BOX 267
BOISE, ID 83701
Phone: 208-384-1627

CERTIFICATE OF MAILING

PAGE 1
03/03/98

USDI BLM

Represented by:

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DIANA DELANEY
Chief Deputy Clerk

RECEIVED

JAN 12 1998

Department of Water Resources
Adjudication Bureau

1998 JAN -7 AM 10:20

DISTRICT CLERK - SRBA
TWIN FALLS CO, IDAHO

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

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

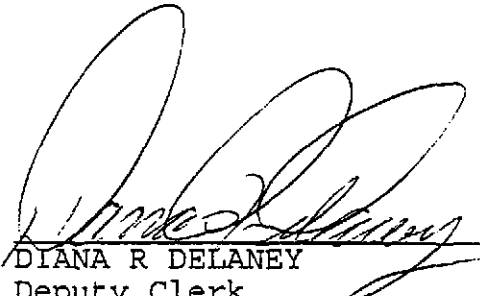
Water Right(s): 57-02232

On January 07, 1998, Special Master DANIEL C. HURLBUTT issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED January 07, 1998.


DIANA R. DELANEY
Deputy Clerk

1993 JAN -7 AM 10: 20

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

In Re SRBA

) Subcase 57-02232
)
)
)
)

Case No. 39576

SPECIAL MASTER'S REPORT

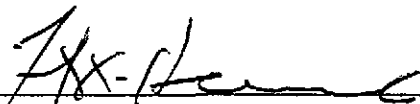
FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection to the *Director's Report* for water right 57-02232 was filed. Subsequently, a *Standard Form 5* was filed as to how the elements of this water right should be decreed. The *Standard Form 5* was accepted by the court; now therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-02232 be decreed as recommended in the attached *Special Master's Report and Recommendation for Partial Decree*.

DATED January 7, 1998.



FRITZ X. HAEMMERLE
Special Master, Snake River Basin Adjudication

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)
_____)

SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 57-02232

1998 JAN -7 AM 10: 20

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: BALTZOR CATTLE CO INC
JORDAN VALLEY OR 97910

SOURCE: SUCCOR CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.00 CFS

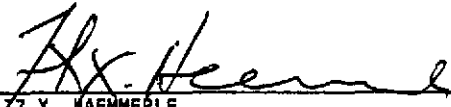
PRIORITY DATE: 03/09/1959

POINT OF DIVERSION: T03S R06W S13 NESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.00 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T03S R06W S13	SESW 18	NESE 10	NWSE 11	SWSE 4
	S24	NENW 5			
	48 ACRES TOTAL				

DATED: Jan. 7, 1998


FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-5400

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FAX TRANSMITTAL COVER SHEET

DATE: August 22, 1997

TO: Paula Clinedinst
(202)305-0506

FROM: Roxanne Brown
(208)327-7925
rbrown@idwr.state.id.us

DOCUMENT DESCRIPTION: Reviewed copy of SF5 for 57-02232...Looks good! There was some discussion here that you wanted the FAXed copy signed by IDWR...That didn't sound right to me (hence the message on your voice mail this a.m.)...Let me know if that's what you need!

COVER SHEET + < PAGE(S)



UNITED STATES DEPARTMENT OF JUSTICE
ENVIRONMENT and NATURAL RESOURCES
DIVISION
GENERAL LITIGATION SECTION

U.S. POSTAL MAILING ADDRESS

P.O. BOX 663
WASHINGTON, D.C. 20044-0663

FED EX/HAND DELIVERIES

601 PENNSYLVANIA AVE, NW
SUITE 854
WASHINGTON, D.C. 20004

IMPORTANT: This fax is confidential and is intended to be read only by the person to whom it is addressed. If you have received this transmission in error, please notify us by telephone.

Fax No. (202) 305-0506 or (202) 305-0267

Voice No. (202) 305-0504

DATE: 8/21, 1997

TO: Charley Honsinger

FAX NO. (208) 327-5400

FROM:

Paula Chinedumst

NUMBER OF PAGES SENT (INCLUDING COVER PAGE): 5

MESSAGE:

Charley - Here is 57-02232
SF-5. Please review it & fax back.
Call me at (202) 305-0431 if there
are changes. Thanks,

Paula

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

STANDARD FORM 5

SUBCASE NO: 57-02232

PROPOSED ELEMENTS OF A
WATER RIGHT

This form is used to report the proposed elements of one federal reserved water right or one water right acquired under state law. Submission of this form will not result in the automatic issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; and they have been served with sufficient process, according to the law, and have appeared, prosecuted and defended their positions with regard to this water right dispute.

INSTRUCTIONS FOR USE

A copy of this water right as recommended in the director's report shall be submitted with this form. A statement shall accompany each element of a water right.

Elements where there has been no objection should be listed exactly as they appear in the director's report. The statement as to an uncontested element shall state "as recommended in the director's report."

Contested elements that are the result of an objection filed with the court shall be accompanied by a statement fully describing all facts, documents, expert opinions and law which support the element of the water right (attach additional pages if necessary).

1. The name and address of the claimant is:

Baltzor Cattle Co. Inc
Jordan Valley, OR 97910

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

2. The source of water is: Succor Creek, Tributary to
Snake River

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

3. The quantity of water used in cubic feet per second or the quantity of water stored in acre-feet per year is:

1.00 CFS

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

4. The priority date is: 03/09/1959

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

5. The legal description of point(s) of diversion is; if the claim is for an instream flow, then a legal description of the beginning and ending points of the claimed instream flow:

T03S R06W S13 NESE

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

6. The purpose of use is: Irrigation

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

7. The period of year when the water is to be used is:

Irrigation Season

Required Statement: IDWR and the parties stipulate that this is the correct description of the period of year when the water is to be used.

8. The legal description of the place of use or of the reservation is:

T03S R06W S13 SESW 18.0 NESE 10.0 NWSE 11.0 —
 SWSE 4.0
 S24 NENW 5.0

48.0 Acres Total

All POU's are located in Owyhee County.

Required Statement: IDWR and the parties stipulate that this is the correct description of the place of use.

9. Other matters necessary to define this water right:

Explanatory Material: Basis of Claim - License

If IDWR has not concurred by signing below, signing parties certify that they have served a copy of this document on the Idaho Department of Water Resources and have made a good faith attempt to obtain IDWR's concurrence, but have failed.

Signature and Address of Parties and their Attorney of Record
(attach additional page if necessary)

I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Name of Objector:

United States through
Dept. of Justice for BLM
601 Pennsylvania Ave., NW
Washington, DC 20004

Attorneys of Record: R. Lee Leininger/Paul F. Holleman/
William Ferry

Attorney's Signature Date

Name of Claimant:

Baltzor Cattle Co. Inc.
Jordan Valley, OR 97910

Party's Signature Date

Attorney's Signature Date

IDWR Concurrence:

Signature Date

S.F.5

57-02232

Page 4

AJ5856NP

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

DATE: AUG-21-1997

PAGE: A-1

RIGHTS FROM: SOURCE: SUCCOR CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-02232

NAME & ADDRESS: BALTZOR CATTLE CO INC
JORDAN VALLEY OR 97910

SOURCE: SUCCOR CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 03/09/1959

POINT OF DIVERSION: T03S R06W S13 NESE Within Owyhee County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 1.00 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T03S R06W S13 SWSW 2 SESW 18 NESE 10 NWSE 11
SWSE 4
S24 NENW 5
50 ACRES TOTAL

CONSUMPTIVE USE: 125.0 AFY

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 27820

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 X 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) Baltzor Cattle Co. Inc.

Date 12-5-88

By Arthur Baltzor, President

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Secretary
Title

of Baltzor Cattle Co. Inc. that I have signed the foregoing

Organization

document in the space below as _____

Secretary
Title

of

Baltzor Cattle Co. Inc.

Organization

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

Signature of Authorized Agent Virginia L. Baltzor

Title and Organization Secretary

Baltzor Cattle Co. Inc.

Date 2-14-89

State of Idaho/or _____)

) SS.

County of Canyon)

Subscribed and sworn (or affirmed) before me this 8th day of December 19 88

SEAL

Notary Public

Deborah R. Martin

Residing at

Caldwell

My Commission Expires

11/16/94

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 BALTZOR

Ident. Number _____

Copies White-State, Yellow-Claimant

CORPORATION

STATE OF IDAHO)

) ss.

COUNTY OF Canyon)

On this 24th day of February, in the year 1989, before me a Notary Public in and for said State, personally appeared Virginia L. Baltzor known or identified to me to be the Secretary of the corporation that executed the within instrument on behalf of corporation therein named, and acknowledged to me that such corporation executed the same.

WITNESS my hand and official seal.

Deborah R. Martin

Notary Public for Idaho
Residing at Caldwell

My commission expires: 11/16/94

MICROFILMED

JUL 20 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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 57-02232
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED
JUL 20 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting: United States of America
Bureau of Land Management
Name: U.S. Department of the Interior
Address: 3380 Americana Terrace
Boise, Idaho 83706

Briefly describe your interest in this water right:

The United States, through the Bureau of
Land Management, is the owner of the land
upon which this water right is claimed,
and claimant does not have a valid water
right.

2. Owner of the water right:
Name: claimant Baltzor Cattle Co. Inc.
Address: Jordan valley, OR 97910
3. If this objection is filed by an attorney:
Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U. S. Department of Justice
500 West Fort Street
P.O. Box 33
Boise, Idaho 83734
Attorney Phone No.: 202-272-4134/8351

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☒ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☒ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

MICROFILMED

JUL 20 1994

(Over)

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Directors report should be changed to recommend disallowance of this claim.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

1. Map of claim on public land

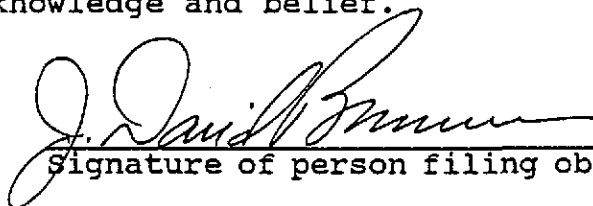
VERIFICATION (Must be Completed)

State of Idaho

County of Ada

J. DAVID BRUNNER, BOISE DISTRICT MANAGER, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.


Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 23 day of FEB,
1993.

Clarence D. Bale
Notary Public for Ada County
Residing at: Boise, Idaho
My Commission expires: April 26, 1997

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 26 day of February, 1993, I ~~mailed~~^{sent} the original and ~~copies~~^{filed} of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

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

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Baltzor Cattle Co.

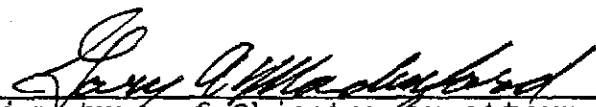
Owner's address: Jordan Valley, OR 97910

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

AJ5809NP
No. 57-02232

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/20/93
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BALTZOR CATTLE CO INC JORDAN VALLEY OR 97910 (503) 586-2316	03/09/1959	IRRIGATION	04-15 10-15	1.00 CFS	
TOTAL DIVERSION:					1.00 CFS	
CONSUMPTIVE USE:						125.0 AFA

Water Source: SUCCOR CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T03S R06W S13

NESE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:		
03S	06W	13	:					:					:			02	18	:	10	11	04		:	45.0	
03S	06W	24	:					:	05				:					:					:	5.0	
																						TOTAL ACRES		50.0	

POU County: OWYHEE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 07/31/91 WALKER 09/04/91 WALKER 01/08/92 WALKER 02/24/92 HARRIS
07/29/92 PR-PRODM 10/13/92 CPSHAW 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 57-02232
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

NOT RECORDED

(Over)

JUL 20 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting: United States of America
Bureau of Land Management
Name: U.S. Department of the Interior
Address: 3380 Americana Terrace
Boise, Idaho 83706

Briefly describe your interest in this water right:

The United States, through the Bureau of
Land Management, is the owner of the land
upon which this water right is claimed,
and claimant does not have a valid water
right.

2. Owner of the water right:

Name: claimant Baltzor Cattle Co. Inc.
Address: Jordan valley, OR 97910

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U. S. Department of Justice
500 West Fort Street
P.O. Box 33
Boise, Idaho 83734

Attorney Phone No.: 202-272-4134/8351

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☒ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☒ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

MICROFILMED

JUL 20 1994

(Over)

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Directors report should be changed to recommend disallowance of this claim.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

1. Map of claim on public land

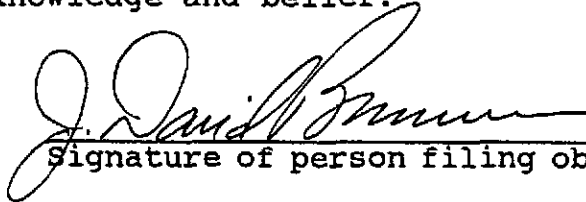
VERIFICATION (Must be Completed)

State of Idaho

County of Ada

J. DAVID BRUNNER, BOISE DISTRICT MANAGER, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.


Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 23 day of FEB,
1993.


Notary Public for Ada County
Residing at: Boise Idaho
My Commission expires: April 26, 1997

MICROFILMED

JUL 20 1994

(Over)

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 26 day of February, 1993, I ~~mailed~~^{sent} the original and ~~copies~~^{copies} of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

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

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Baltzor Cattle Co.

Owner's address: Jordan Valley, OR 97910

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

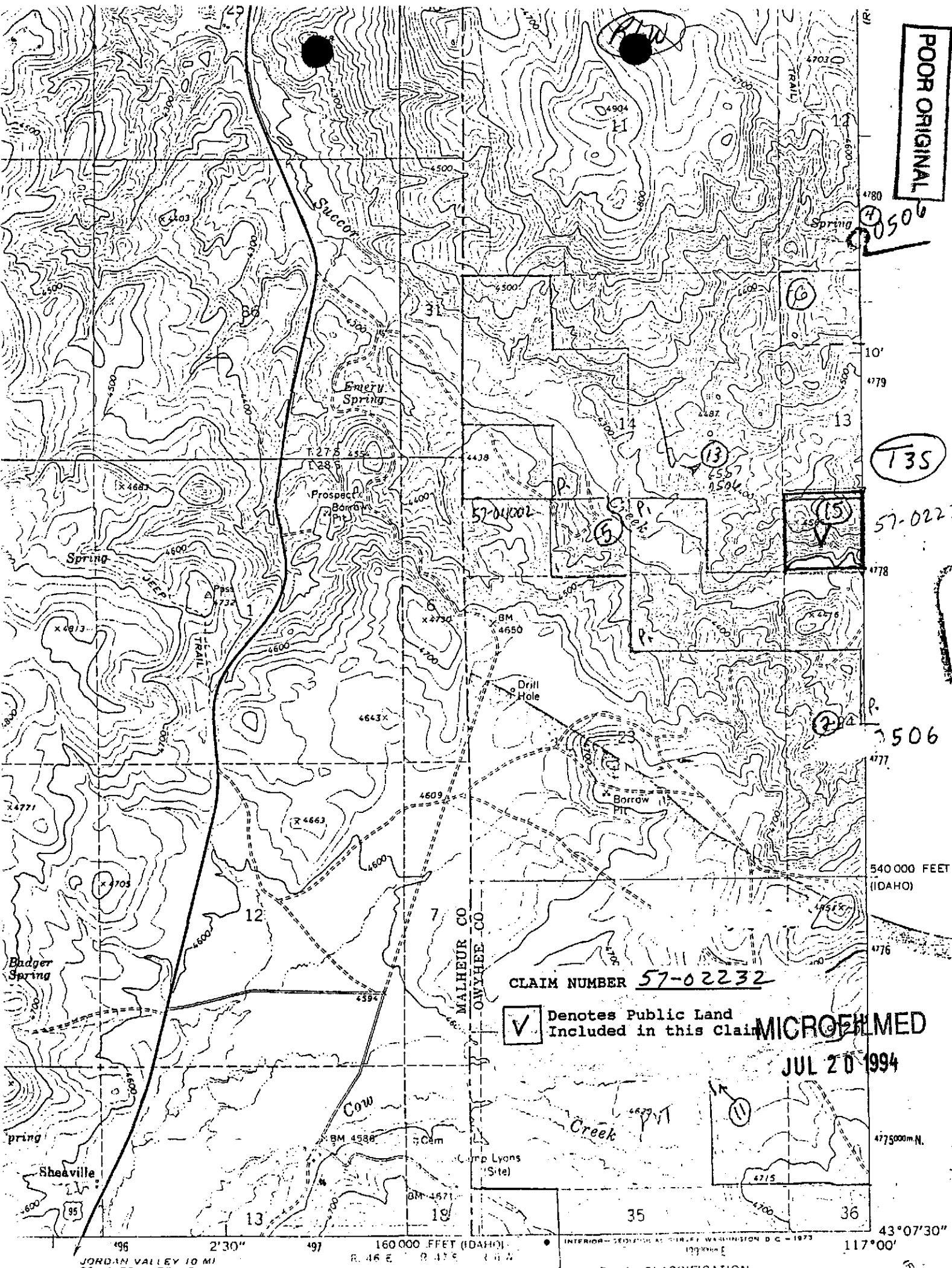
4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

POOR ORIGINAL



9050

735

57-022

506

540 000 FEET (IDAHO)

CLAIM NUMBER 57-02232

✓ Denotes Public Land Included in this Claim

MICROFILMED
JUL 20 1994

43°07'30"

117°00'

160 000 FEET (IDAHO)

INTERIOR-DEPARTMENT OF THE INTERIOR WASHINGTON D.C. - 1973

CLASSIFICATION

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Bo / 20 Cattle

CLAIM IDENT. NO.

457-02232

DATE RECEIVED

12-12-88

CK #

8804

AMOUNT \$

60-

YES

NO

1. Is the name and address complete with zip code? ☒2. Is a priority date entered? ☒

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). **USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.**

3. (a) Is a source entered? ☒(b) Is a tributary to entered? (if required) ☒

N/A

4. Is the legal description of the p.d. sufficient? ☒5. Is there a description of the diverting works? ☒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. ☒Is the period of use included? ☒Is a quantity claimed for each use? ☒7. Is a total quantity claimed entered? ☒8. If required is a consumptive use entered? ☒

N/A

Is the consumptive use correct? ☒

N/A

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

10. Is (are) the place(s) of use and purpose(s) indicated? ☒11. Is (are) the county(ies) entered? ☒12. Is the ownership of p.u. checked? ☒13. Are other water rights listed or "none" indicated? ☒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

15. Is the basis of the claim indicated? ☒16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒Has the claim been signed, sealed, and dated by a notary? ☒Was this claim filed on time, or was an extension granted? ☒Is the fee enclosed correct? ☒

Exempt

If this claim is based on an existing water right, has the identification number been entered? ☒

N/A

Should this claim be receipted and data entered? ☒

MICROFILMED

Claim checked by:

OCT 8 7 1992

Comments:

Fee \$110 + \$750 Docket SheetSuggested CU = 150 AF

State of Idaho License and Certificate of Water Right

License No. 27820

Amount 1.00 cfs

District No.

Priority March 2, 1959

Applicant's Name

State of Idaho

Applicant's Address

made application for a permit to appropriate the

water of the State of Idaho dated

March

1959 that Permit No. 27820

was issued and application for a certificate of completion of work with a capacity of

one cubic foot per second

was filed

March 11, 1960 showing that said work

completed on the 30th day of

August

1960 and that on the 15th

day of

August

1960

HAIR, SAUNDERS

State of

Oregon

made proof to the satisfaction of the

Department of Reclamation

of Idaho of the right to use the waters of Snake River

tributary of Snake River

for the purpose of Irrigation

under Use Permit No. 27820

of the Department of Reclamation

that said right to the use of said water has been perfected in accordance with the laws of Idaho and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

of Licenses at page 7070 on the 2nd day of

May

1961

The right hereby confirmed dates from

March 2

1959

The Point of Diversion is located

on the NW 1/4 of Sec. 10, T. 1 N., R. 1 E., B. M. Owyhee County,

that the amount of water which such right is entitled and hereby confirmed for the purposes provided is limited to an amount actually needed and beneficially used for said purposes and shall

be not less than

one cubic foot per second

Description and location of use

W.D.	Range	Sec.	Forty-acre Tract	Acres No. Acres Described in Permit	Acres No. Acres Actually Irrigated
39	6 N.	10	NE 1/4 SE	10	10
			NW 1/4 SE	10	10
			SW 1/4 SE	10	30
			SE 1/4 SE	10	10
			Total number of acres to be irrigated		60

is right to the use of the water aforesaid hereby confirmed is restricted to the lands or place herein described as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of

May

1961

W. H. CARTER

State Reclamation Engineer

AJ5809NP
No. R57-02232

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/18/92
PAGE: 114

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BALTZOR CATTLE CO INC JORDAN VALLEY OR 97910 (503) 586-2316	03/09/1959	IRRIGATION	04-15 10-15	1.00 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.00 CFS	125.0 AFA

Water Source: SUCCOR CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T03S R06W S13

NESE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03S	06W	13	:					:					:				02	18	:	10	11	04		:	45.0
03S	06W	24	:					:	05				:						:					:	5.0
TOTAL ACRES																								50.0	

POU County: OWYHEE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 07/31/91 WALKER 09/04/91 WALKER 01/08/92 WALKER 02/24/92 HARRIS
07/29/92 PR-PRODM

MICROFILMED
OCT 07 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-02232

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	N	<u>KW</u> 9-4-91	<u>6</u>	N	N	<u>KW</u> 10-26-91	
PT. OF DIV.	N		<u>6</u>	N	N		DATA ENTRY COMPLETED BY <u>KW</u> DATE <u>9-4-91</u>
SOURCE	N		<u>6</u>	N	N		
PL. OF USE	Y		<u>1,4</u>	Y	N		FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF	N		<u>6</u>	N	N		BY _____ DATE _____
CONSUMPTIVE USE	N		<u>6</u>	N	N		
NATURE OF USE	N		<u>6</u>	N	N		
PERIOD OF USE	N		<u>6</u>	N	N		
BASIS OF CLAIM	<u>Lic</u>		<u>6</u>	N	N		
REMARKS	N	<u>6</u>	N	N			

N/A *IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

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

COMMENTS:

 MICROFILMED
OCT 6 1992

Same as licensed for water resource standards
No overlapping rights -

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE COMMENTS) = 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:37:29
06/01/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-02232

LAST: BALTZOR FIRST: FRANK
ADDRESS:
CITY: JORDAN VALLEY STATE: OR ZIP: 97910
PHONE NUMBER: 208-000-0000
OWNER CODE: O

LAST: BALTZOR CATTLE CO. INC. FIRST:
ADDRESS:
CITY: JORDAN VALLEY STATE: OR ZIP: 97910
PHONE NUMBER: ~~208-586-2316~~
503
OWNER CODE: C

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

DATABASE
N

FIELD
EXAMINER
kw

MICROFILMED
OCT 07 1992

A. AJ CLAIM: # A57-02232 PRIORITY DATE: 03-09-1959 STAGE: L

B. WR RECORD: # 57-02232 PRIORITY DATE: 03-09-1959 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
fu

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
03-09-1959

REVIEWED BY *fu*

DATE

9-4-91

MICROFILMED
OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-02232	03S	06W	13		NE	SE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SUCCOR CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
57-02232	03S	06W	13		NE	SE		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: SUCCOR CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y N
N

FIELD
EXAMINER

[Signature]
[Signature]

REMARKS:

MICROFILMED
OCT 07 1992

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>3N</u>	<u>6W</u>	<u>13</u>	—	<u>NE</u>	<u>SE</u>	—	<u>Owyhee</u>

SOURCE: SUCCOR CREEK ✓

TRIB: SNAKE RIVER ✓

REVIEWED BY: kw

DATE: 9-4-91

no gov't lots in this section.

MICROFILMED
OCT 07 1992

A. ROOT WATER RIGHT NUMBERS: A57-02232

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03S	06W	13	SE	NE		BALTZOR CATTLE CO. INC.	A57-02232 /10.0	- /			0
03S	06W	13	SE	NW		BALTZOR CATTLE CO. INC.	A57-02232 /10.0	- /			0
03S	06W	13	SE	SW		BALTZOR CATTLE CO. INC.	A57-02232 /30.0	57-02232 /10.0			18
03S	06W	13	SW	SE		BALTZOR CATTLE CO. INC.	A57-02232 /10.0	57-02232 /30.0			4
TOTAL ACRES							A57-02232	60.00	40.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

NESE 10
NWSE 11
SWSW 2

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE

+N

FIELD
EXAMINER

KW

35 6W 24 NENW

Total = 50 acres

PRESUMPTION FLAG:

REMARKS:

The place of use was incorrectly filed on this claim - claimant must have read the legal backwards on license - put all in the SE of each 1/4 instead of filing ~~all~~ in the SE 1/4. - see more below.

RECOMMENDATIONS:

TOTAL ACRES:

50

REVIEWED BY:

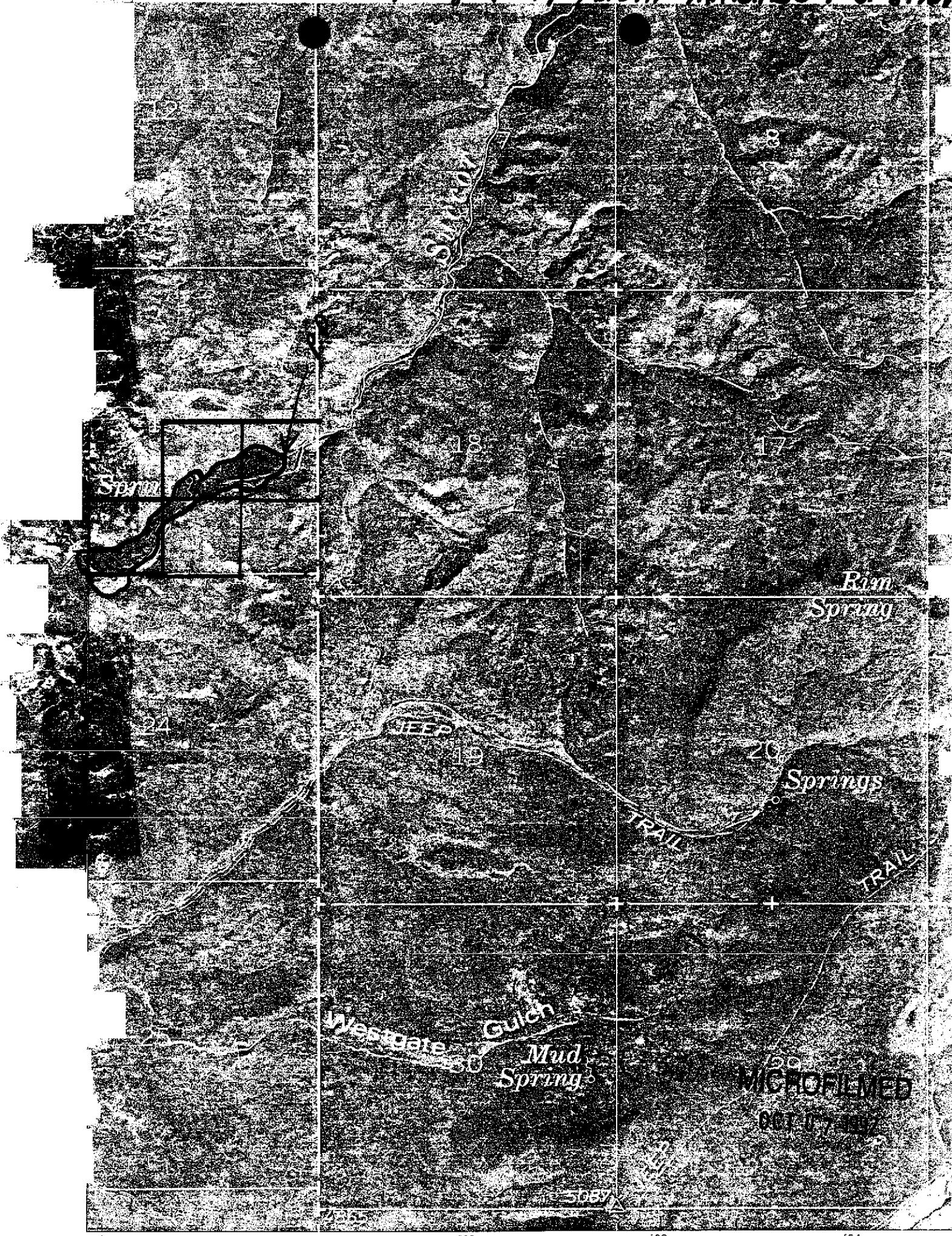
KW

DATE:

9-4-91

The license on this right was issued for 60 acres - however, the examiner clearly identified the irrigation of only 50 acres on his inspection recommendation. Permit was issued for 50 acres and amended to 60 acres 4 days prior to issuance of license. I found only 50 acres being irrigated while conducting my in-office verification. See license & field exam attached.
KW

11 10 8-1-1, FLIOH1 MAR-HES 1-31-1. NA



00'

002

003

57' 30"

004

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-02232 IRRIGATION	FROM 03-15 TO 10-30	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-02232 IRRIGATION	FROM TO	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.000 CFS

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

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

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

~~Y~~ N *tu*

no measurement req'd since previously verified.

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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- D. RATE/VOLUME CALCULATIONS: (IRRIGATION)
- 1a. IRRIGATION RATE
ACRES 50 x 0.02 CFS/ACRE = 1.0 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() ***
- 1b. CALCULATIONS
2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = 150.0 AF/A
ACRES 50 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5✓ =
TOTAL CONSUMPTIVE USE 125.0 AF/A
3. IRRIGATION DIVERSION VOLUME N/A - surface water
CLAIMED DIVERSION VOLUME = AF/A
ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A
4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
SEE ATTACHED SHEET? Y() N(☒)

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

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Claim No.: A57-02232

CVR CORRECTIONS

Season of Use, Consumptive Use, Diversion Volume

☒ Change season of Use

Use Code 01 From 4/15 to 10/15

Use Code From to

Use Code From to

☐ Change Consumptive Use Volume

50 acres x 2.5 af/a (for area) = 125 af/a

☐ Change Diversion Volume N/A

 acres x af/a (for area) = af/a

☐ Change Remarks

Code

Recommended Change

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

☒ Corrections Made 1-8-92
(date)

Data-entry Complete 1-8-92
(date)

Reviewing Agent Ray Walker
(signature)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 10-30	DATABASE EXAMINER 1.000 <u>1.0</u>	DATABASE EXAMINER _____	DATABASE EXAMINER 150.0 <u>135.0</u>
TOTAL FOR THIS RIGHT		1.000 <u>kw</u>		150.0 <u>kw</u>

REVIEWED BY:

kw

DATE:

9-4-91

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW *N/A*

ROOT WATER RIGHT NUMBER: 57-02232

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-02232	1.000	-		57-02232	1.000
TOTAL CFS		1.000				1.000

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE

NAME OF FIELD EXAMINER:

DATE:

TITLE:

Kay Walker

Kay Walker

9-4-91

Sr. Water Resource Agent

0
3
1
0
7
1992
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WHITE — State Auditor
 YELLOW — Remittance Advice
 PINK — State Auditor then Agency
 GULPENROD — Agency Copy

EXPENDITURE VOUCHER

STATE OF IDAHO
 Office of State Auditor

AGENCY USE

8536
Date 03/22/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

AUDITOR USE

Document No.	
Pre-Audit	Date
Warrant No.	

PAY

BALTZOR CATTLE CO., INC.
 JORDAN VALLEY, OR 97910

TO

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
 ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Ma	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF WR #A57-02232 3/21/90	10.00 10.00	
TOTAL						10.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

TO: Debbie Allen

FROM: D. Shaff *DS*

DATE: 3-21-90

RE: Receipt *C005662* Refund

Please process a refund of \$ *10-* to:

*Baltzor Cattle Co., Inc.
Jordan Valley OR 97910*

Re: A57-02232

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RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: C005662

Date: 03/06/89
Time: 10:50:03

Received
From: BALTZOR CATTLE CO., INC.

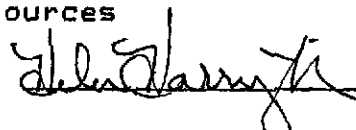
Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE-BALANCE	0410162 9337 6490	\$50.00
OVERPAYMENT	0410162 9337 6490	\$10.00
Total		\$60.00

CHECK 8908

WR/NO: A57-02232

Idaho Department of Water Resources

Region: STATE

Signature: 

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Approval  3/21/90
Data Entry NA
Region File



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

February 15, 1989

Mr. Allen Baltzor, President
Baltzor Cattle Co., Inc.
Jordan Valley, OR 97910

RE: A57-02232

Dear Mr. Baltzor:

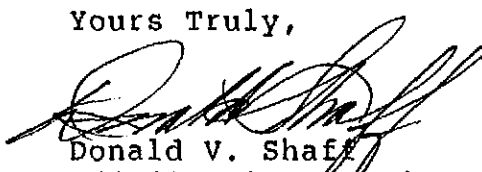
Your Notice of Claim to a Water Right filed for property in Owyhee County is returned for additional information. Some problems with your claim have been noted that we would like you to correct.

At Item #7 on the claim would you please indicate the total quantity of water claimed, presumably 1.0 cfs. At Item #8 would you indicate the total consumptive use in acre feet claimed. The suggested amount for your area is 150 acre feet based upon 2.5 acre feet per acre for the 60 acres claimed. At Item #13, if no other water rights are used to irrigate this land, please check "none" at the right hand side. Lastly on the claim, you have shown the claimant as the incorporated company and therefore, the signature should appropriately go in the "organization block" below where you signed on December 8, 1988. An additional notary may be necessary for this signature.

Also enclosed are receipts for your checks. One is for the docket sheet; the other is for partial payment of the fees for the enclosed adjudication claim form. The fees are calculated at \$50.00 per water right plus \$1.00 per irrigated acre; in this case the total fees would be \$110.00 for the adjudication claim. Please remit an additional \$50.00 when returning the claim.

Please return the documents to this office at my attention. If you will make these corrections before March 16, 1989, you will not be assessed a late filing fee. Please do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,


Donald V. Shaff
Adjudication Section Supervisor

DVS:db
Enclosures
Long Form Completed
C005209, C005204

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OCT 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 11, 1991

RE: Claims filed in the Snake River Basin Adjudication

Mark &/or Margie Shenk
Star Route
Marsing, ID 83639

Dear Mr. and Mrs. Shenk:

Jan and I are once again planning a trip out to your place to do some ditch calculations so we can recommend your permits for licensing with a maximum flow rate. We will be going out there on the morning of June 18th if the weather cooperates. There is no reason that you have to be there for these calculations; we just have to make some measurements of your ditches and the slopes involved. If you have rented your place out, you may want to let the renter's know that we will be out there.

I looked through the Jordan Valley phone book and could not locate an address for Mrs. Burton Brown. Do you happen to have her address so I can correspond with her regarding the ownership of the water right permits? If the permits are not assigned to you, the licenses will be issued in Burton Brown's name. I would appreciate it if you could send her address in, if you have it.

If there is a problem with us going out there on the 18th, please let me know so I can reschedule these measurements. We have to get them done before we can make licensing recommendations on the permits and subsequent recommendations on your adjudication claims.

Thanks for all your help in trying to get this done. If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Kay'.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

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OCT 6 7 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 10, 1991

RE: Claims filed in the Snake River Basin Adjudication

Mark &/or Margie Shenk
Star Route
Marsing, ID 83639

Dear Mr. and Mrs. Shenk:

In trying to complete our recommendations of the claims you filed in the adjudication, we find that we need some more information. Jan and I would like to come back out to your place and measure the water at your points of diversion. We can do our measurements without having you present, but we do need to go over some questions on your claims which shouldn't take too much of your time.

Could you please call me at 334-2190 and let me know when a good time would be for us to catch you at home? The report for this basin has a tentative due date of June 1, so the sooner we can get this done the better.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k

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OCT 7 1992

November 16, 1990

RE: Research of Water Rights on McBride and Little McBride
Creeks

Mark &/or Margie Shenk
Star Route
Marsing, ID 83639

Dear Mr. and Mrs. Shenk:

I have researched our records and found no other recorded water rights for the use of McBride Creek besides the ones that you have filed claims on.

I found one other user on Little McBride Creek which is Chipmunk Grazing Association. I have enclosed a proof reading report of Claim No. A57-10660 for your information.

There are no water rights on record for the use of Willow Fork.

I am also enclosing the poster that you let me borrow, and another one that I thought was kind of cute. If you have any further questions in regards to water rights, please feel free to contact our office.

Sincerely,

KAY WALKER
Water Resource Agent

KW:k
Enclosures

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OCT 27 1992

October 19, 1990

Mark D. &/or Margie Shenk
Star Route
Marsing, ID 83639

RE: Claims filed in the Snake River Basin Adjudication

Dear Claimants:

The Department of Water Resources is now conducting beneficial use and water right claim verification examinations in your area. An examination is needed to verify your water use in order to issue a water right license and/or decree.

Information on your permit or claim which may need to be verified includes source of water, type of usage, amount of water used and legal descriptions of the point of diversion and/or place of use.

In order to expedite these field examinations, due to the oncoming winter months, we request that you contact our office at (208)334-2190 within two weeks to make an appointment at a time convenient for you.

Although it is not mandatory that you accompany the field examiner, it does insure that an accurate description of your system will be made. If either yourself, or someone familiar with the system, could accompany the examiner it would be appreciated.

In some cases, the date of priority also needs to be verified. Recently, letters were sent to some claimants notifying them that evidence of the date of first use of their water right(s) was required. If you received one of these letters and have questions, we can address those during our examination.

If you have any questions or problems with the exam verification, please call within the two week period.

Sincerely,

KAY WALKER
Water Resource Agent

KW:k

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OCT 27 1992

6-18-91

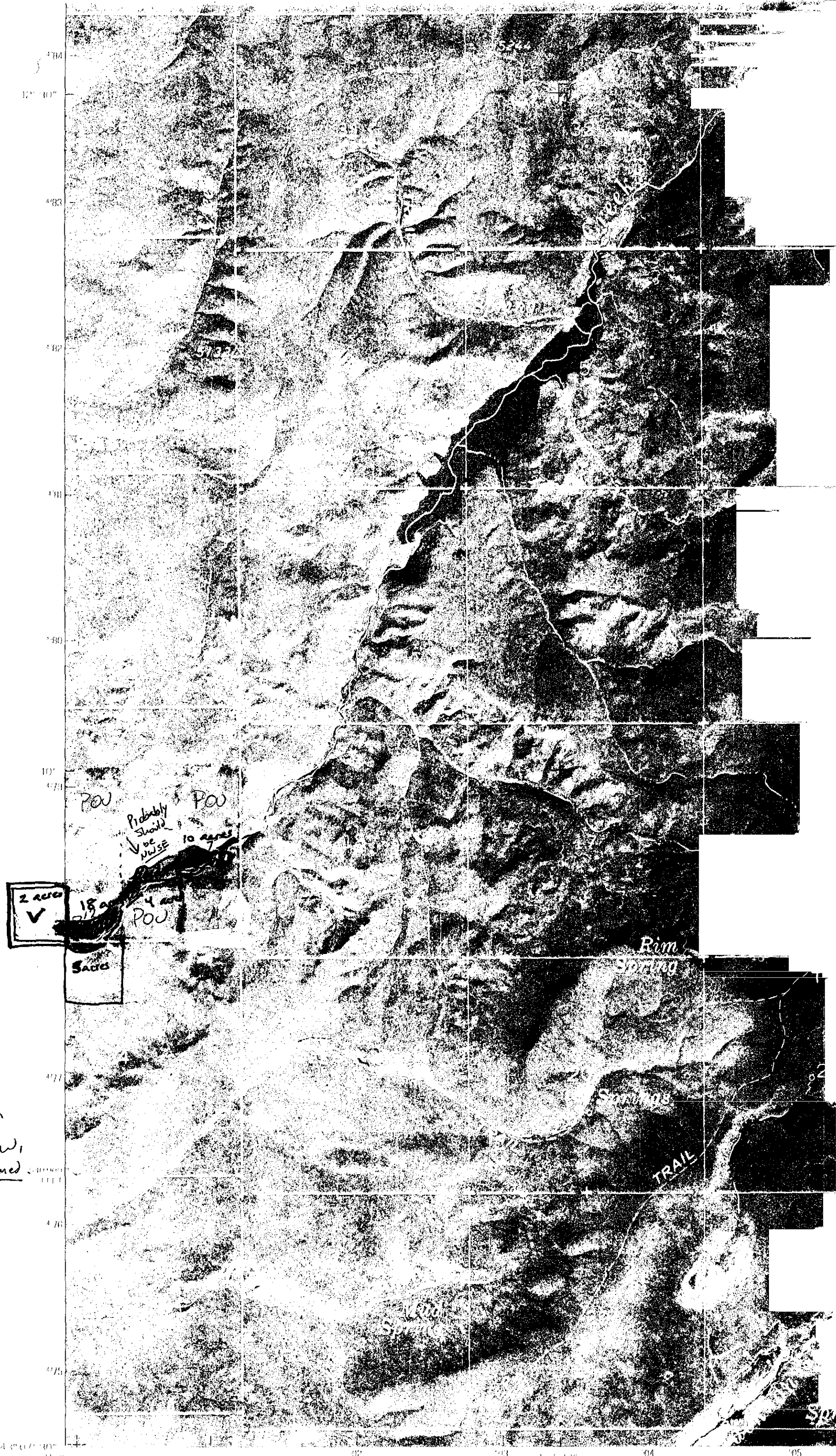


Picture of
Willow Fork
flowing
into Little
McBride Cr.

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T2S

T3S



irrigation
overlap on
2 acres in
§ 13 SWSW,
not claimed