

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 57-02293

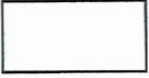
Page 1 of 4

Legal: T03S, R01W, S16, 17,
18, 19, 30, 31

T03S, R02W, S36

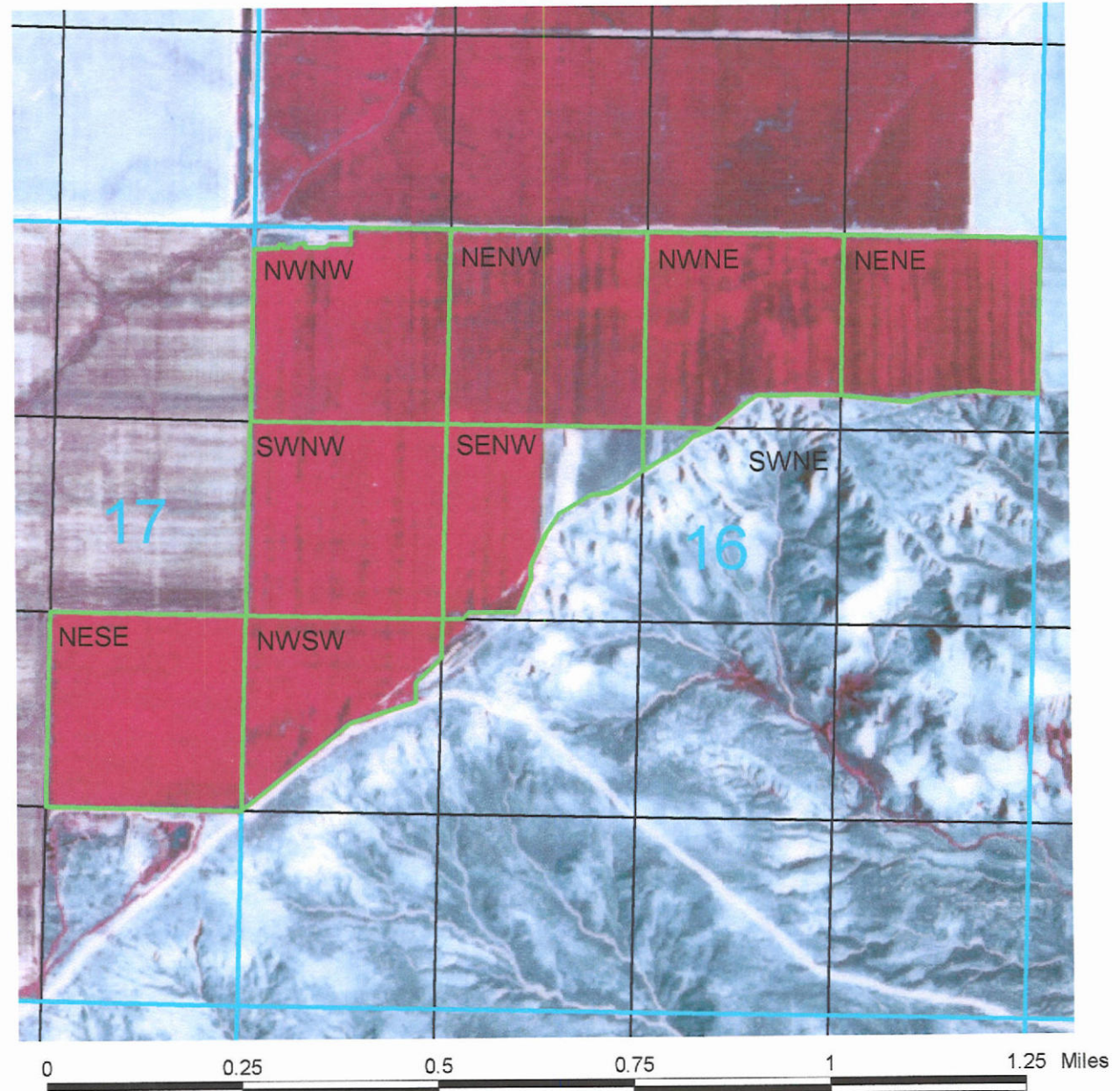
T04S, R02W, S01, 02, 11

Reviewed By:

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



04/03



Idaho Department of Water Resources

Claim Number: 57-02293

Page 2 of 4

Legal: T03S, R01W, S16, 17

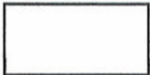
18, 19, 30, 31

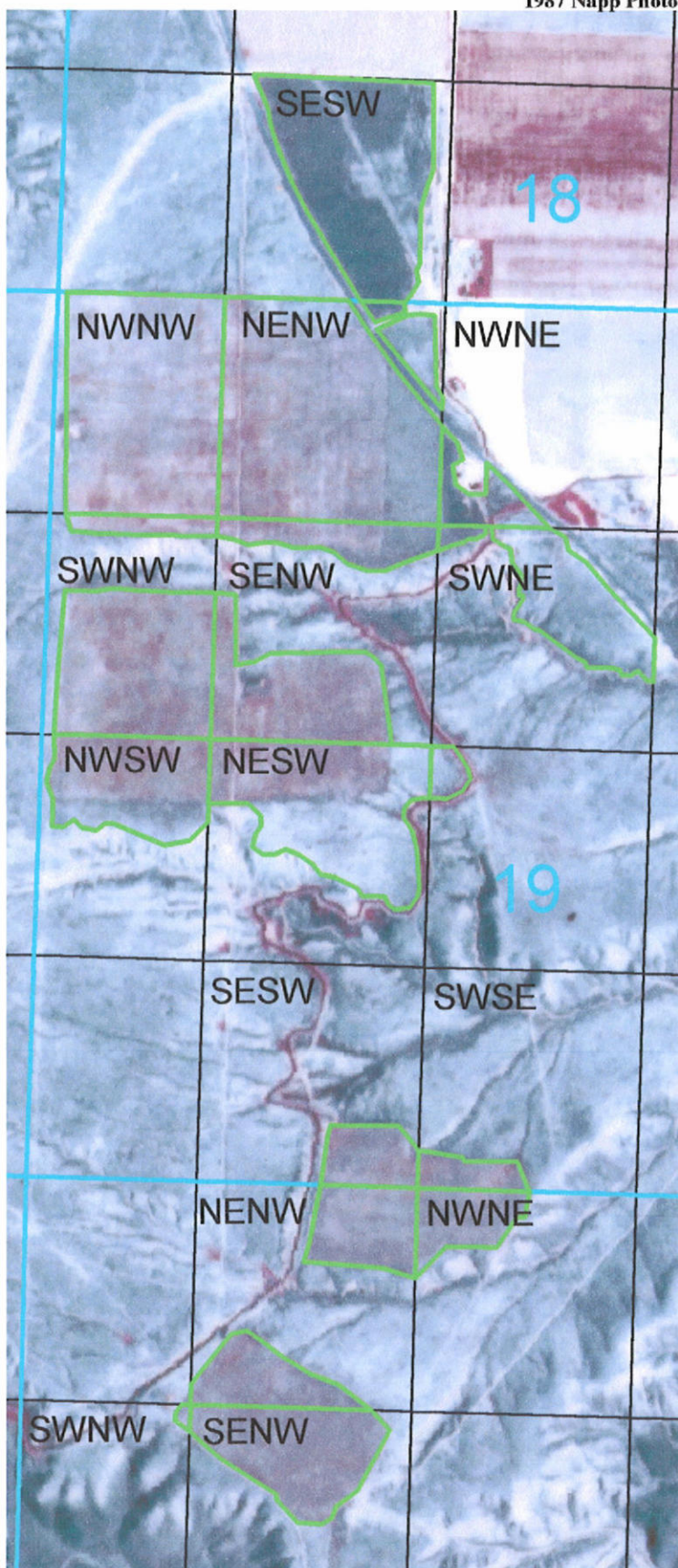
T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:

1987 Napp Photo

-  Point of Diversion
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0 0.25 0.5 Miles



Idaho Department of Water Resources

Claim Number: 57-02293

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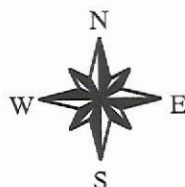
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18, 19, 30, 31

T03S, R02W, S36

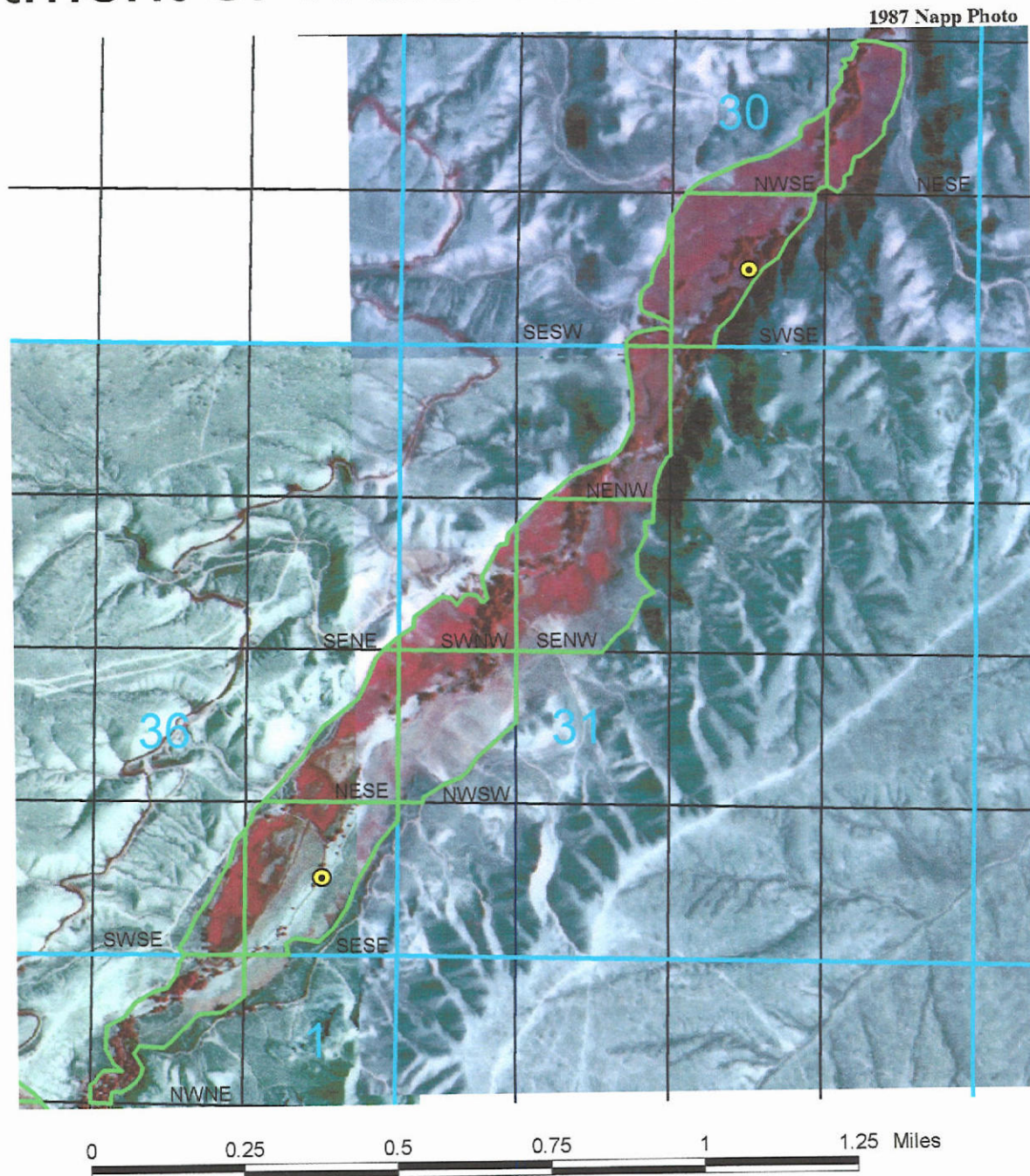
T04S, R02W, S01, 02, 11

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
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04/03



Idaho Department of Water Resources

Claim Number: 57-02293

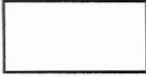
Page 4 of 4

Legal: T03S, R01W, S16, 17,
18, 19, 30, 31

T03S, R02W, S36

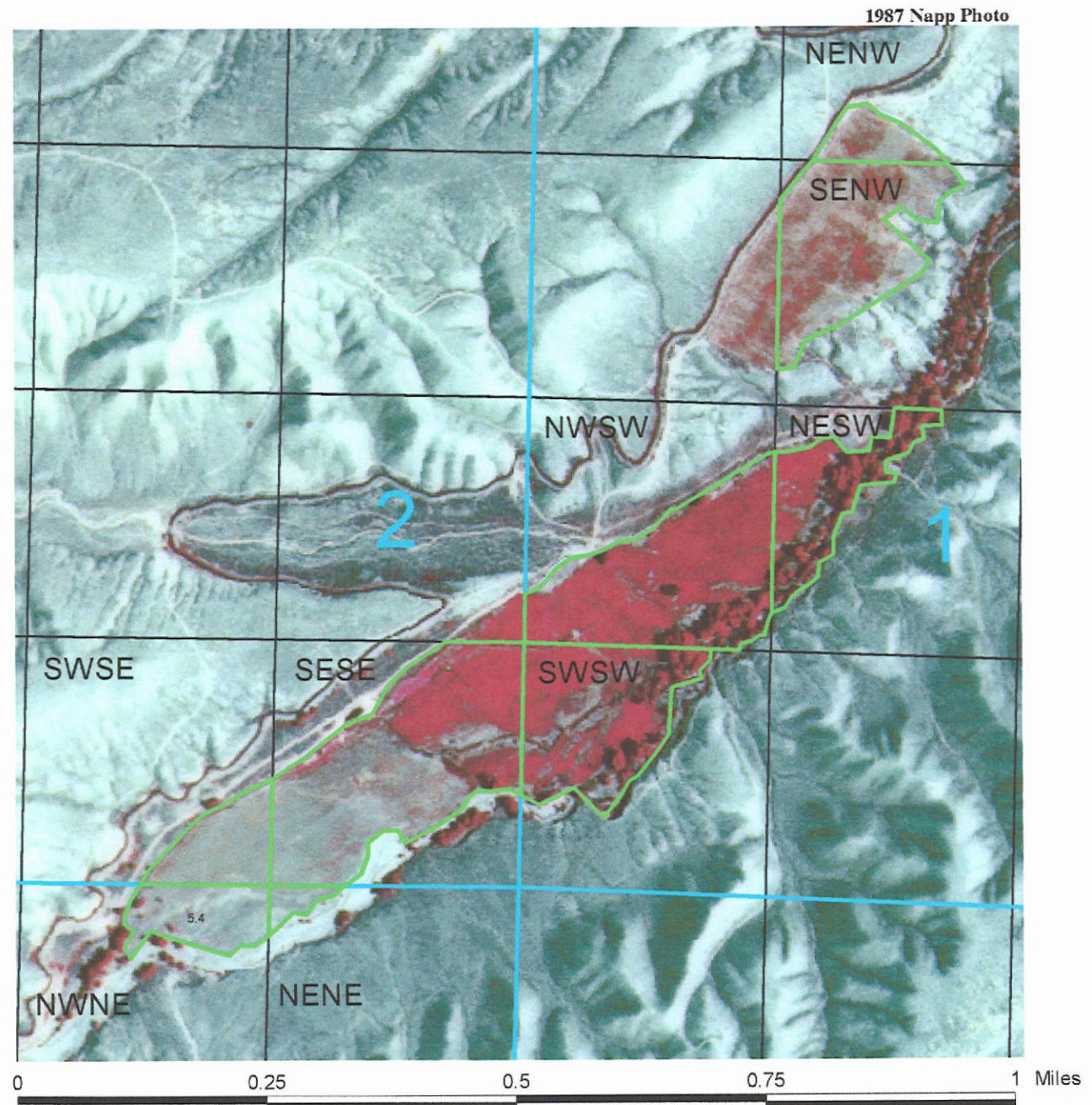
T04S, R02W, S01, 02, 11

Reviewed By:

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



04/03



R2W R1W

Snake River

Birds of Prey Area

Murphy

T3S
T4S

CLAIM NUMBER 57-02293

☒ Denotes Public Land
Included in this Claim

57-04099

S

A 57-2293
35, 2W, Sec. 36

IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOQUAD)

116° 30'

43°

474
5300
FEET

473

472

471

5'

535

536

537

32' 30"

290 000

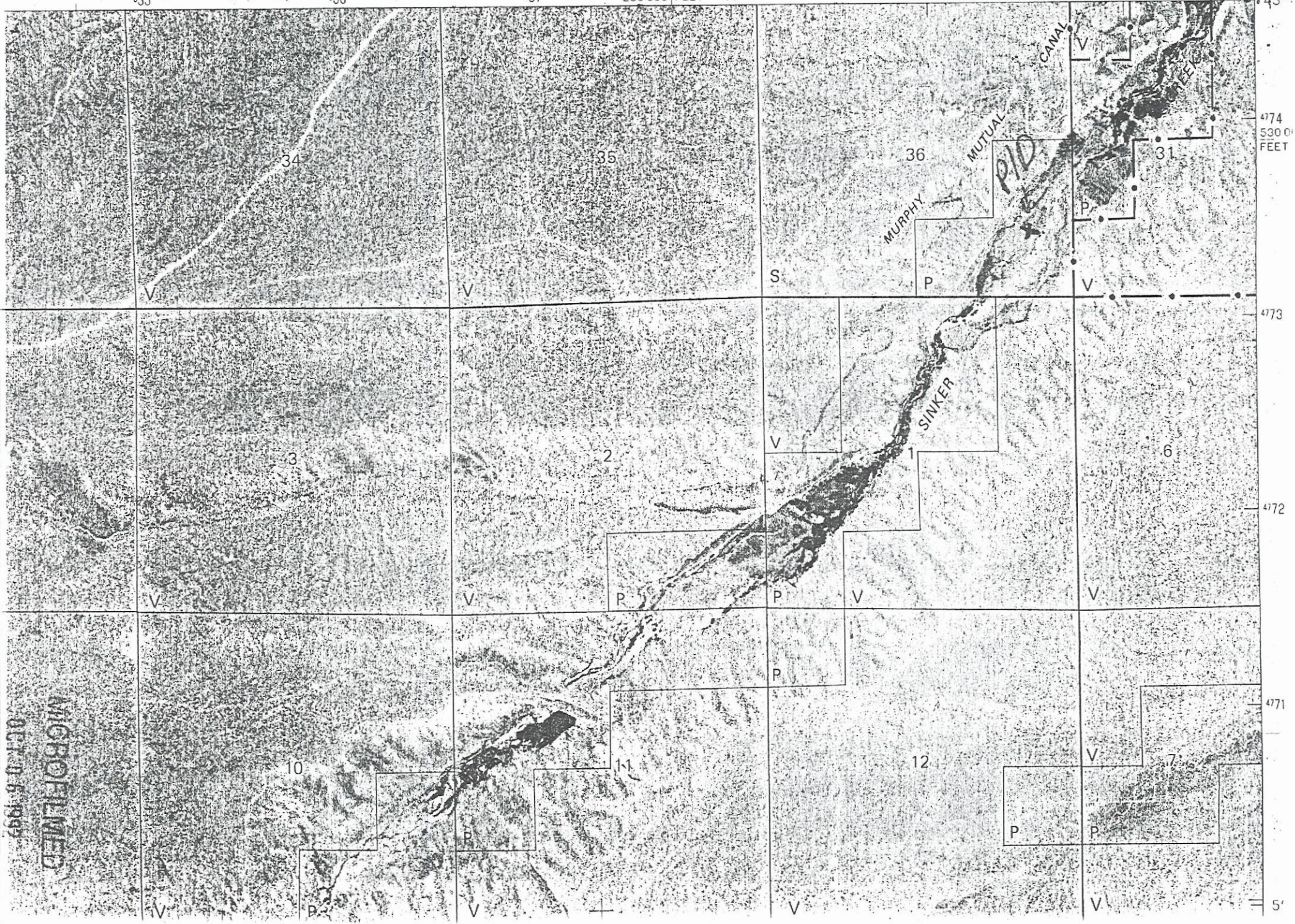
FEET

538

539

540

MICROFILMED
OCT. 9 6 1989



Murphy Flat

19

MICROFILMED

OCT 06 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A57-02293
Date Received: 1/10/1989
Receipt No: W2039
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOYCE LIVESTOCK CO. 208-834-2237
Address: C/O PAUL NETTLETON
MURPHY, ID 83650

2. Date of Priority: JUN 02, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	01W	30	SW	SE			OWYHEE
	02W	36	SE	SE			OWYHEE

5. Description of diverting works:
75' DEEP W/PUMP & PIPELINE TO POU

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.830		708.00

7. Total Quantity Appropriated is:
2.830 C.F.S. (and/or) 708.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	16	NE	NE		IRR	35.0
			NW	NE		IRR	35.0
			SW	NE		IRR	15.0

A57-02293

Page 1

Date: 01/10/89

MICROFILMED

OCT 06 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03S	01W	16	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	30.0
			NW		SW		IRR	30.0
							Section Acres	265.0
		17	NE		SE		IRR	40.0
							Section Acres	40.0
		18	SW		SW		IRR	5.0
			SE		SW		IRR	25.0
							Section Acres	30.0
		19	SW		NE		IRR	5.0
			NE		NW		IRR	25.0
			NW		NW		IRR	40.0
			SW		NW		IRR	35.0
			SE		NW		IRR	20.0
			NE		SW		IRR	20.0
			NW		SW		IRR	20.0
			SE		SW		IRR	10.0
			NW		SE		IRR	15.0
			SW		SE		IRR	5.0
			SE		SE		IRR	8.0
							Section Acres	203.0
		30	NW		NE		IRR	10.0
			SE		NE		IRR	10.0
			NE		NW		IRR	20.0
			SW		NW		IRR	10.0
			SE		NW		IRR	20.0
			NE		SW		IRR	1.0
			SE		SW		IRR	15.0
			NE		SE		IRR	15.0
			NW		SE		IRR	10.0
			SW		SE		IRR	30.0
							Section Acres	141.0
		31	NE		NW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	31	SW	NW		IRR	20.0
			SE	NW		IRR	18.0
			NW	SW		IRR	30.0
			Section Acres				88.0
	02W	36	NE	SE		IRR	20.0
			SW	SE		IRR	5.0
			SE	SE		IRR	30.0
			Section Acres				55.0
			Total Acres				822.0

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:
AC. IRR.=141.5.
THIS IS AN EXPANSION IN THE NUMBER OF ACRES ONLY. THE AMOUNT OF
WATER HAS NOT BEEN INCREASED.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Paul Nettleton Date: 1-19-89

Date: _____

State of Idaho)
County of IDA) SS.

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

of Jan 19 89

Linda Warner
Notary Public

Seal

Residing at Boise ID

My Commission Expires 12-8-94

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02293 Pg 1 Date: 3-10-03

	TMS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	35	1W	16	35	38	1		40	40	40	28		25							247
GIS				33	36	1.5		40	38	40	26		25							239.5
Claim			17													40				40
GIS																40				40
Claim			18												24		1	1		24
GIS															23					23
Claim			19		1	11		-1 38	-2 28	25	30	18	-3 12		3		1	1		168
GIS					3.8	11		38	28	21	19	21	12		4.5		1.4	2.8		162.5

Number of POD's 2

Total Claimed Acres: _____

Overlapping FOU Claim #'s:

57-10488

Total GIS Acres: _____

COMMENTS:

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02293 Pg 2 Date: 3-10-03

	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	1W	30		5			11		-2 1	10				3	10	10	24	7	81
GIS					5.1			13		.2	12				4	12	9.1	24	0	79.4
Claim			31					10		-2 15	27		-3 25							77
GIS								14		12	31		25							82
Claim	3S	2W	36				1									20		6	30	57
GIS							.2									18		7.2	29	54.4
Claim	4S	2W	1		-2 12			-3 3			15	8	22	15						75
GIS					15			3			15	8.4	20	15						76.4

Number of POD's _____

Total Claimed Acres: _____

Overlapping EOU Claim #'s: _____

Total GIS Acres: _____

COMMENTS:

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02293

Pg 3

Date: 3-10-03

	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	45	2W	2															8	28	36
GIS																		54	24	29.4
Claim			11	1	4															5
GIS				1.2	5.4															6.6
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: 810

Overlapping FOU Claim #'s:

57-10488

Total GIS Acres: 793.2

COMMENTS:

Per overlapping claim

Idaho Department of Water Resources

1987 Napp Photo

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18, 19, 30, 31

T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:



Point of Diversion



Place of Use



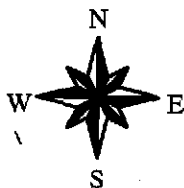
Section Lines



Quarter Quarter Lines



Township/Range Lines



0 0.25 0.5 0.75 1 1.25 Miles

04/03

Idaho Department of Water Resources

Claim Number: 57-02293

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Reviewed By:

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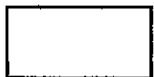
Point of Diversion



Place of Use



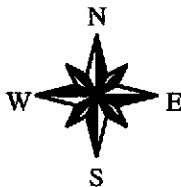
Section Lines



Quarter Quarter Lines



Township/Range Lines



Idaho Department of Water Resources

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T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:



Point of Diversion



Place of Use



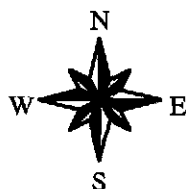
Section Lines



Quarter Quarter Lines



Township/Range Lines



04/03

1987 Napp Photo



0 0.25 0.5 0.75 1 1.25 Miles

Idaho Department of Water Resources

1987 Napp Photo

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Page 4 of 4

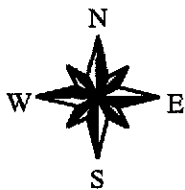
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18, 19, 30, 31

T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:

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



0 0.25 0.5 0.75 1 Miles

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

Important Information About Your Water Right

January 22, 2003

Joyce Livestock Co
C/O Paul Nettleton
Murphy, Idaho 83650

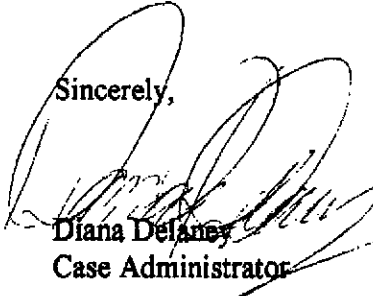
Dear Water Right Claimant(s):

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 57-2293. 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 September 9, 1997, 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

2003 JAN 22 PM 4 01

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 57-2293
	)	
	)	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 September 9, 1997. 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: 03-15 to 11-15
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

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 22, 2003



ROGER BURDICK
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)
_____)

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-02293

1997 JUN 23 AM 9:30

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED *OK*

NAME & ADDRESS: JOYCE LIVESTOCK CO
C/O PAUL NETTLETON
MURPHY ID 83650

SOURCE: GROUNDWATER

QUANTITY: 2.83 CFS

WHEN ANY PORTION OF THIS RIGHT OR THE RIGHTS LISTED BELOW IS
DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE
SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS
THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN USE OF
THIS RIGHT WITH SINKER CREEK RIGHTS 57-00001A, 57-00002,
57-00173, 57-00174, 57-00176, 57-00180A, 57-10428 AND 57-10922
AND WITH GROUNDWATER RIGHT 57-10488 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION.

PRIORITY DATE: 06/02/1966

POINT OF DIVERSION: T03S R01W S30 SWSE Within Owyhee County
R02W S36 SESE

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 2.83 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T03S R01W S16	NENE 35.0	NWNE 38.0	SWNE 1.0	NENW 40.0
		NWNW 40.0	SWNW 40.0	SENE 28.0	NWSW 25.0
	S17	NESE 40.0			
	S18	SESW 24.0			
	S19	NWNE 1.0	SWNE 11.0	NENW 38.0	Lot 1 (NWNW) 28.0
	Lot 2 (SWNW) 25.0	SENE 30.0	SENE 18.0	Lot 3 (NWSW) 12.0	
		SESW 3.0	NWSE 1.0	SWSE 1.0	
	S30	NWNE 5.0	NENW 11.0	Lot 2 (SWNW) 1.0	SENE 10.0
		SESW 3.0	NESE 10.0	NWSE 10.0	SWSE 24.0
		SESE 7.0			
	S31	NENW 10.0	Lot 2 (SWNW) 15.0	SENE 27.0	Lot 3 (NWSW) 25.0
	R02W S36	SENE 1.0	NESE 20.0	SWSE 6.0	SESE 30.0
	T04S R02W S01	Lot 2 (NWNE) 12.0	Lot 3 (NENW) 3.0	SENE 15.0	NENW 8.0
		NWSW 22.0	SWSW 15.0		
	S02	SWSE 8.0	SESE 28.0		
	S11	NENE 1.0	NWNE 4.0		
	810.0 ACRES TOTAL				

WHEN ANY PORTION OF THIS RIGHT OR THE SINKER CREEK RIGHTS
LISTED ABOVE IS DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR
USE OUTSIDE THE SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER
THAT FLOWS THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN
USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 810 ACRES IN A SINGLE SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 141.5 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

MICROFILMED

1997 JUN 23

DATED: 6/23/97

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-02293

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

PAGE 1
MAR-31-1997

RECEIVED
SEP 16 1997
Department of Water Resources
Adjudication Bureau

1997 SEP -9 AM 10:15
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

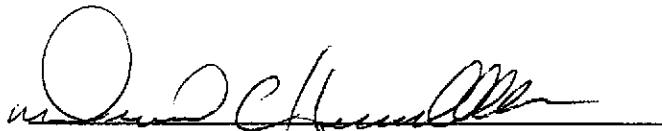
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-02293
_____	)	

On June 23, 1997, 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 14a, 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 57-02293 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED September 9, 1997.



DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED
SEP 22 1997

RECEIVED

JUN 24 1997

1997 JUN 23 AM 9:30

Department of Water Resources
Adjudication Bureau

DISTRICT COURT - 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

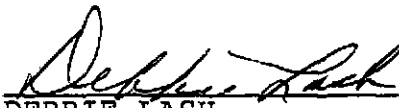
NOTICE OF ISSUANCE OF
SPECIAL MASTER'S REPORT
AND RECOMMENDATION

Water Right(s): 57-02293
57-10428

On June 23, 1997, Special Master FRITZ X HAEMMERLE issued a SPECIAL MASTER'S REPORT AND RECOMMENDATION for the above subcase pursuant to SRBA Administrative Order 1 (AO1), Section 9.

Pursuant to SRBA Administrative Order 1, Section 14b, any party to the adjudication may file a Notice of Challenge to a SPECIAL MASTER'S REPORT AND RECOMMENDATION within 21 days following the date of publication of the filing of the Special Master's report in the Docket Sheet except parties to the subcase who failed to file a Motion to Alter or Amend before the Special Master (AO1, Section 9f). The Notice of Challenge shall appear on the Docket Sheet and shall be served on parties to the subcase(s) covered by the challenged report and the SRBA Court Reporter.

DATED June 23, 1997.


DEBBIE LASH
Deputy Clerk

MICROFILMED

JUN 30 1997

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)
_____)

PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 57-02293

1997 MAY 15 AM 10:41
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

NAME & ADDRESS: JOYCE LIVESTOCK CO
C/O PAUL NETTLETON
MURPHY ID 83650

SOURCE: GROUNDWATER

QUANTITY: 2.83 CFS

WHEN ANY PORTION OF THIS RIGHT OR THE RIGHTS LISTED BELOW IS
DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE
SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS
THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN USE OF
THIS RIGHT WITH SINKER CREEK RIGHTS 57-00001A, 57-00002,
57-00173, 57-00174, 57-00176, 57-00180A, 57-10428 AND 57-10922
AND WITH GROUNDWATER RIGHT 57-10488 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION.

PRIORITY DATE: 06/02/1966

POINT OF DIVERSION: T03S R01W S30 SWSE Within Owyhee County
R02W S36 SESE

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 2.83 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County					
	T03S R01W S16	NENE 35.0	NWNE 38.0	SWNE 1.0	NENW 40.0		
		NWNW 40.0	SWNW 40.0	SENE 28.0	NWSW 25.0		
	S17	NESE 40.0					
	S18	SESE 24.0					
	S19	NWNE 1.0	SWNE 11.0	NENW 38.0	Lot 1 (NWNW) 28.0		
	Lot 2	(SWNW) 25.0	SENE 30.0	NESW 18.0	Lot 3 (NWSW) 12.0		
		SESE 3.0	NWSE 1.0	SWSE 1.0			
	S30	NWNE 5.0	NENW 11.0	Lot 2 (SWNW) 1.0	SENE 10.0		
		SESE 3.0	NESE 10.0	NWSE 10.0	SWSE 24.0		
		SESE 7.0					
	S31	NENW 10.0	Lot 2 (SWNW) 15.0	SENE 27.0	Lot 3 (NWSW) 25.0		
	R02W S36	SENE 1.0	NESE 20.0	SWSE 6.0	SESE 30.0		
	T04S R02W S01	Lot 2 (NWNE) 12.0	Lot 3 (NENW) 3.0	SENE 15.0	NESW 8.0		
		NWSW 22.0	SWSW 15.0				
	S02	SWSE 8.0	SESE 28.0				
	S11	NENE 1.0	NWNE 4.0				
	810.0 ACRES TOTAL						

WHEN ANY PORTION OF THIS RIGHT OR THE SINKER CREEK RIGHTS
LISTED ABOVE IS DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR
USE OUTSIDE THE SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER
THAT FLOWS THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN
USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 810 ACRES IN A SINGLE SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 141.5 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

MICROFILMED

DATED: MAY 15 1997

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-02293

[Signature]
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

PAGE 1
MAR-31-1997

1997 MAY 15 AM 10:41

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 57-02293
	)	
Case No. 39576	)	PRELIMINARY SPECIAL
	)	MASTER'S REPORT

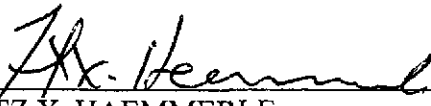
FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409(1990) by Joyce Livestock Co. 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 57-02293 was filed by United States (BLM). 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 57-02293 be decreed as recommended in the attached *Preliminary Special Master's Report and Recommendation for Partial Decree*.

DATED May 15, 1997.



FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

RECEIVED

MAR 21 1996

Department of Water Resources
Adjudication Bureau

1996 MAR 19 PM 4:26

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

) Subcase Nos: See Exhibit A attached
)
)
)
)

ORDER GRANTING MOTION TO
WITHDRAW

On March 18, 1996, Richard A. Simms and Margaret J. King of the firm of Simms & Stein, filed a *Motion for Leave to Withdraw* as counsel for Joyce Livestock in the above referenced subcases stating that they have been discharged.

IT IS ORDERED that the *Motion for Leave to Withdraw* is granted and Richard A. Simms, Margaret J. King and the firm of Simm & Stein are withdrawn as counsel of record for Joyce Livestock in the above referenced subcases.

IT IS FURTHER ORDERED that within 20 days from the date of mailing this Order, Joyce Livestock shall file a written notice with this court that specifically advises the court how it intends to be represented in the subcases listed on the attached Exhibit A.

Joyce Livestock is reminded that a Status Conference is currently set in subcase 57-11124 at 10:30 a.m. and Joyce Livestock should make arrangements to participate in this Status Conference.

DATED March 19, 1996.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

CERTIFICATE OF MAILING

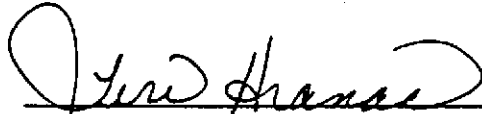
I certify that a true and correct copy of the ORDER GRANTING MOTION TO WITHDRAW was mailed on March 19, 1996, with sufficient first-class postage to the following:

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

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

Joyce Livestock
%Paul Nettleton
Sinker Creek
Box 2050
Murphy, ID 83650

Richard A. Simms
Margaret J. King
Simms & Stein, P.A.
P.O. Box 3329
Hailey, ID 83333


Deputy Clerk

Subcase Numbers:

57 00001A
57 00002
57 00173
57 00174
57 00176
57 00180A
57 02293
57 04008
57 04028
57 10428
57 10486
57 10487
57 10488
57 10587
57 10588
57 10598
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MAR 21 1996
Department of Water Resources
Adjudication Bureau

1996 MAR 19 PM 4:26
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 Nos: See Exhibit A attached
Case No. 39576)
ORDER GRANTING MOTION TO
WITHDRAW)

On March 18, 1996, Richard A. Simms and Margaret J. King of the firm of Simms & Stein, filed a *Motion for Leave to Withdraw* as counsel for Joyce Livestock in the above referenced subcases stating that they have been discharged.

IT IS ORDERED that the *Motion for Leave to Withdraw* is granted and Richard A. Simms, Margaret J. King and the firm of Simm & Stein are withdrawn as counsel of record for Joyce Livestock in the above referenced subcases.

IT IS FURTHER ORDERED that within 20 days from the date of mailing this Order, Joyce Livestock shall file a written notice with this court that specifically advises the court how it intends to be represented in the subcases listed on the attached Exhibit A.

Joyce Livestock is reminded that a Status Conference is currently set in subcase 57-11124 at 10:30 a.m. and Joyce Livestock should make arrangements to participate in this Status Conference.

DATED March 19, 1996.

RECEIVED
APR 29 1996
WATER RESOURCES
WESTERN DIVISION

FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication
MICROFILMED
1996 02 13

Subcase Numbers:

57 00001A
57 00002
57 00173
57 00174
57 00176
57 00180A
57 02293
57 04008
57 04028
57 10428
57 10486
57 10487
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57 10587
57 10588
57 10598
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57 11126
57 11127
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57 11129
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57 11132
57 11133
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57 11334
57 11341
57 11342
57 11343
57 11344
57 11345
57 11346
57 10586

MICROFILMED

See 57-00001A
for complete
document.

VK

Movants:

Richard Simms
Margaret J. King
Simms & Stein, P.A.
102 Aspen Lakes Drive
P.O. Box 3329
Hailey, Idaho 83333
(208) 788-9145
Facsimile: (208) 788-0927

RECEIVED

MAR 21 1996

Department of Water Resources
Adjudication Bureau

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

MOTION FOR LEAVE TO WITHDRAW

Come Now Richard A. Simms, counsel pro hac vice, and Margaret J. King, local counsel pursuant to Rule 222 of the Idaho Bar Commission Rules, and hereby move to withdraw as counsel of record for Joyce Livestock pursuant to Rule 11(b)(3) of the Idaho Rules of Civil Procedure. In support hereof, counsel state that they have been discharged as reflected in the Notice of Discharge, attached hereto as Exhibit A.

WHEREFORE counsel move that the court enter its order pursuant to Rule 11(b)(3) of the Idaho Rules of Civil Procedure permitting withdrawal and directing the client to appoint another attorney to appear or to appear in person by filing a written notice stating how the client will proceed without counsel.

Dated this 18th day of March, 1996.

Respectfully Submitted,

MICROFILMED

MAR 22 1996

RESPONSE CHECKLIST

Objection No. 57-02293-0001

DLS 6/14/93

SWK 6/15/93

DLS 6/16/93

ALKH 6/16/93

AP 6/16/93

1. Complete response key
2. Produce response rough draft (including changes to report, if any)
3. Assigned attorney review
4. ALK-H review
5. Agent review
If agent to review, state name of agent and deadline for comments:
6. AG review
If AG to review, state deadline for comments
7. Administrator(s) review
If administrator(s) to review, state name(s) and deadline for comments:
8. Verifier review (include working file)
State name and deadline for comments:
9. If meeting necessary to resolve comments, indicate date of meeting:
10. Proof objection summary
11. Prepare final response (including attachments, especially claim)
12. Final verifier review, verified and notarized
13. Final attorney review, signature
14. Copies and envelopes Total copies:
 _____ Original and 1 copy to court
 _____ 1 copy for AG
 _____ 1 copy for US
 _____ 1 copy for region
 _____ 1 copy for repository
 _____ 1 copy for attorney working file
 _____ 1 copy for objector (if not US)
 _____ 1 copy to claimant (if not objector)
 _____ Copies to other parties on COS
15. Response filed
16. Conformed copy received and filed (objection file)
17. Response data-entered

57-02293

1997 JUN 23 AM 9:30

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED *SL*

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): 57-02293
57-10428

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on June 23, 1997, with sufficient first-class postage prepaid to the following:

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

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

PAUL NETTLETON
JOYCE LIVESTOCK
MURPHY, ID 83650

CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

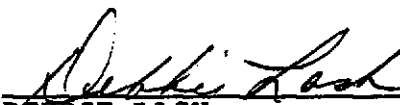
MICROFILMED

NO 32113

CERTIFICATE OF MAILING

PAGE 1
06/23/97

RICHARD L. HARRIS
PO BOX 1438
CALDWELL, ID 83605


DEBBIE LASH
Deputy Clerk

CERTIFICATE OF MAILING

MICROFILMED

NOV 32 1997

PAGE 2
06/23/97

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. 57-02293 -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).
MICROFILMED

(Over)

MAR 02 1988

2. Person who filed objection:

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

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. The notices of claim attached to the objection were not filed with IDWR and IDWR has not recommended a water right based on these notices of claim. 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. A57-02293

6

MICROFILMED

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(Over)

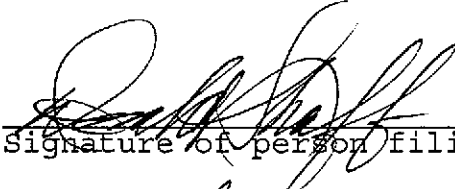
VERIFICATION (Must be Completed)

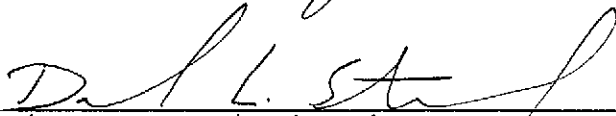
State of IDAHO

County of ADA

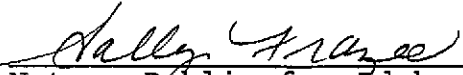
Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

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
My Commission expires: 11-14-1998

MICROFILMED

MAR 3 2 1993

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:

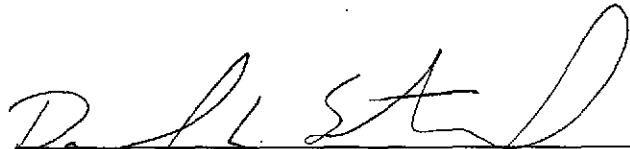
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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

Name: JOYCE LIVESTOCK CO
Address: C/O PAUL NETTLETON
MURPHY ID 83650

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 WEST FORT STREET
PO BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

MICROFILMED
MAR 32 1993

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. 57-02293
(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)

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 Joyce Livestock Co.
Address: c/o Paul Nettleton
Murphy, ID 83650

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.

REPROFILMED

MAR 12 1963

(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.

MICROFILMED

CHANGES TO THE DIRECTOR'S REPORT

MAR 32 1988

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

2. Conflicting USDI claims

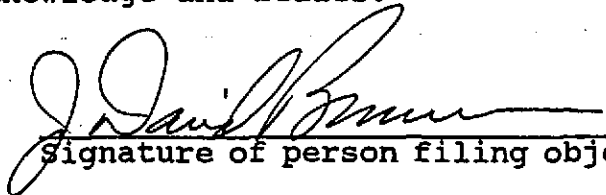
VERIFICATION (Must be Completed)

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,
199 3.


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

MICROFILMED

MAR 32 1993

(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 the original and 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: Joyce Livestock Co.

Owner's address: c/o Paul Nettleton

Murphy, ID 83650

3. One copy to:

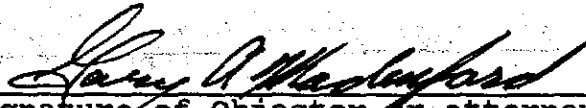
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

(Enclosed with certificate)

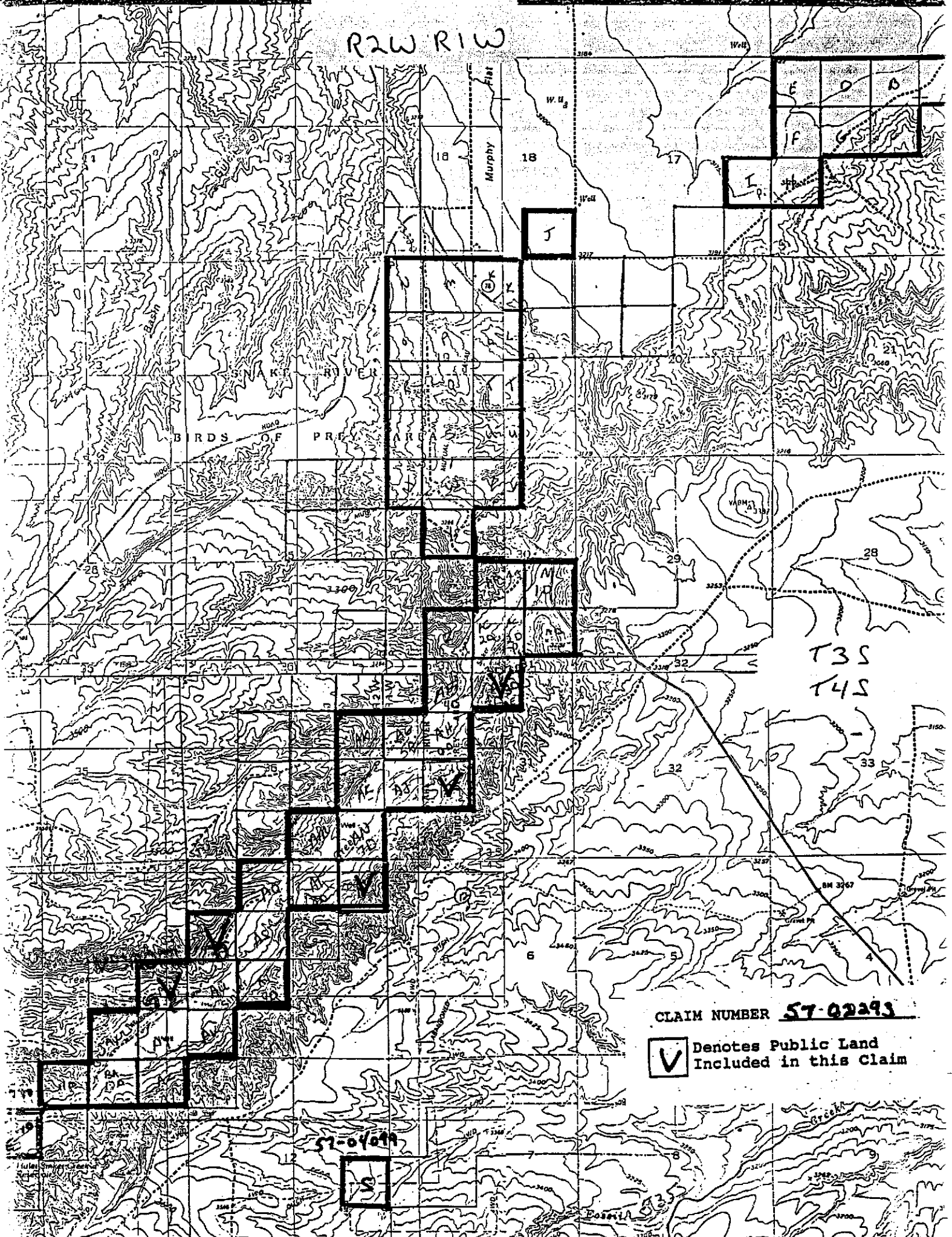
RAV 2 2 1993

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

R2W R1W



T3S
T4S

CLAIM NUMBER **57-02293**

☒ Denotes Public Land
Included in this claim

57-0409

S

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5701582067
BLM NUMBER: 5701582067
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 57

SOURCE	TRIBUTARY TO
SINKER CREEK	SNAKE RIVER

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF FROM	TO
STOCKWATER	0.300	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.320 CFS	0.00 AF		

NON-IRRIGATION USES

S/1244 RANGE CATTLE W/ VAR AMOUNTS

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
03S	01W	31				01	OWYHEE
03S	02W	25		SE	NE	00	OWYHEE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
03S	01W	31			01	OWYHEE	YES	0

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5701582068
BLM NUMBER: 5701582068
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 57

SOURCE	TRIBUTARY TO
SINKER CREEK	SNAKE RIVER

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF U FROM	TO
STOCKWATER	0.300	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.320 CFS	0.00 AF		

NON-IRRIGATION USES

S/1244 RANGE CATTLE W/ VAR AMOUNTS

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
04S	02W	02		NE	SE	00	OWYHEE
04S	02W	01		SW	NW	00	OWYHEE

MICROFILMED

PLACE OF USE							IRRIGATED
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED ACRES
04S	02W	02	NE	SE	00	OWYHEE	YES 0.

BLM NUMBER: 5701582067

PAGE: 1

03S	01W	31			01	OWYHEE	YES	0.0
03S	01W	30			04	OWYHEE	YES	0.0
03S	01W	30			03	OWYHEE	YES	0.0
03S	02W	25	SE	SE	00	OWYHEE	YES	0.0
03S	02W	25	NE	SE	00	OWYHEE	YES	0.0
03S	02W	25	NW	SE	00	OWYHEE	YES	0.0
03S	02W	25	SW	NE	00	OWYHEE	YES	0.0
03S	02W	25	SE	NE	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

MICROFILMED

MAR 32 1993

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5701582074
BLM NUMBER: 5701582074
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 57

SOURCE

TRIBUTARY TO

FOSSIL CREEK

SNAKE RIVER

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF FROM	TO
STOCKWATER	0.320	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.340 CFS	0.00 AF		

NON-IRRIGATION USES

S/1750 RANGE CATTLE W/ VAR AMOUNTS

MICROFILMED	TWP	RNG	SEC	POINT OF DIVERSION				COUNTY
				TRACT1	TRACT2	TRACT3	LOT	
MAR 9 2 104S	04S	02W	34	NW	SW	00	OWYHEE	
	04S	02W	23	SE	SW	00	OWYHEE	
	04S	02W	23	NW	SE	00	OWYHEE	
	04S	02W	23	SW	NE	00	OWYHEE	
	04S	02W	23	NE	NE	00	OWYHEE	

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
04S	02W	34	NW	SW	00	OWYHEE	YES	0.

BLM NUMBER: 5701582068

PAGE:

04S	02W	02	NE	SE	00	OWYHEE	YES	0.
04S	02W	02	NW	SE	00	OWYHEE	YES	0.
04S	02W	01	SW	NW	00	OWYHEE	YES	0.

TOTAL ACRES IRRIGATED: 0.

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

1874 02 1874

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5701582075
BLM NUMBER: 5701582075
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 57

SOURCE

TRIBUTARY TO

UNNAMED STREAM

SINKER CREEK

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF U FROM TO
WILDLIFE	0.020	0.00	0101 1231
STOCKWATER	0.300	0.00	0101 1231

TOTAL: 0.320 CFS 0.00 AF

MICROFILMED

NON-IRRIGATION USES

682-321-100

S/1244 RANGE CATTLE W/ VAR AMOUNTS

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
04S	02W	32		NE	SE	00	OWYHEE
04S	02W	32		NE	NW	00	OWYHEE

PLACE OF USE

							IRRIGATED
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED ACRES
04S	02W	32	NE	NE	00	OWYHEE	YES 0.

BLM NUMBER: 5701582074

PAGE:

04S	02W	34	NE	SW	00	OWYHEE	YES	0.0
04S	02W	34	SE	NW	00	OWYHEE	YES	0.0
04S	02W	34	SW	NE	00	OWYHEE	YES	0.0
04S	02W	34	NW	NE	00	OWYHEE	YES	0.0
04S	02W	34	NE	NE	00	OWYHEE	YES	0.0
04S	02W	27	SE	SE	00	OWYHEE	YES	0.0
04S	02W	27	NE	SE	00	OWYHEE	YES	0.0
04S	02W	26	NW	SW	00	OWYHEE	YES	0.0
04S	02W	26	SW	NW	00	OWYHEE	YES	0.0
04S	02W	26	NW	NW	00	OWYHEE	YES	0.0
04S	02W	23	SW	SW	00	OWYHEE	YES	0.0
04S	02W	23	SE	SW	00	OWYHEE	YES	0.0
04S	02W	23	NW	SE	00	OWYHEE	YES	0.0
04S	02W	23	SW	NE	00	OWYHEE	YES	0.0
04S	02W	23	NE	NE	00	OWYHEE	YES	0.0
04S	02W	34	NW	SW	00	OWYHEE	YES	0.0
04S	02W	34	NE	SW	00	OWYHEE	YES	0.0
04S	02W	34	SE	NW	00	OWYHEE	YES	0.0
04S	02W	34	SW	NE	00	OWYHEE	YES	0.0
04S	02W	34	NW	NE	00	OWYHEE	YES	0.0
04S	02W	34	NE	NE	00	OWYHEE	YES	0.0
04S	02W	27	SE	SE	00	OWYHEE	YES	0.0
04S	02W	27	NE	SE	00	OWYHEE	YES	0.0
04S	02W	26	NW	SW	00	OWYHEE	YES	0.0
04S	02W	26	SW	NW	00	OWYHEE	YES	0.0
04S	02W	26	NW	NW	00	OWYHEE	YES	0.0
04S	02W	23	SW	SW	00	OWYHEE	YES	0.0
04S	02W	23	SE	SW	00	OWYHEE	YES	0.0
04S	02W	23	NW	SE	00	OWYHEE	YES	0.0
04S	02W	23	SW	NE	00	OWYHEE	YES	0.0
04S	02W	23	NE	NE	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

1982

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5701582442
BLM NUMBER: 5701582442
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 57

SOURCE	TRIBUTARY TO
-----	-----
SINKER CREEK	SNAKE RIVER

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF U FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.300	0.00	0101	1231
WILDLIFE	0.300	0.00	0101	1231
TOTAL:	0.300 CFS	0.00 AF		

NON-IRRIGATION USES

S/1244 RANGE CATTLE W/ VAR AMOUNTS

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
03S	01W	31		NE	NW	00	OWYHEE
03S	01W	31		NW	NE	00	OWYHEE

PLACE OF USE							IRRIGATED
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED ACRES
---	---	---	---	---	---	---	---
03S	01W	31	NE	NW	00	OWYHEE	0.

BLM NUMBER: 5701582075

PAGE:

04S	02W	33	SW	NW	00	OWYHEE	YES	0.0
04S	02W	33	NW	NW	00	OWYHEE	YES	0.0
04S	02W	33	NE	NW	00	OWYHEE	YES	0.0
04S	02W	33	NW	NE	00	OWYHEE	YES	0.0
04S	02W	33	NE	NE	00	OWYHEE	YES	0.0
04S	02W	34	NW	NW	00	OWYHEE	YES	0.0
04S	02W	27	SW	SW	00	OWYHEE	YES	0.0
04S	02W	27	NW	SW	00	OWYHEE	YES	0.0
04S	02W	27	SW	NW	00	OWYHEE	YES	0.0
04S	02W	27	NW	NW	00	OWYHEE	YES	0.0
04S	02W	27	NE	NW	00	OWYHEE	YES	0.0
04S	02W	22	SE	SW	00	OWYHEE	YES	0.0
04S	02W	22	SW	SE	00	OWYHEE	YES	0.0
04S	02W	22	NW	SE	00	OWYHEE	YES	0.0
04S	02W	22	SW	NE	00	OWYHEE	YES	0.0
04S	02W	22	SE	NW	00	OWYHEE	YES	0.0
04S	02W	22	NE	NW	00	OWYHEE	YES	0.0
04S	02W	32	NE	NE	00	OWYHEE	YES	0.0
04S	02W	33	SW	NW	00	OWYHEE	YES	0.0
04S	02W	33	NW	NW	00	OWYHEE	YES	0.0
04S	02W	33	NE	NW	00	OWYHEE	YES	0.0
04S	02W	33	NW	NE	00	OWYHEE	YES	0.0
04S	02W	33	NE	NE	00	OWYHEE	YES	0.0
04S	02W	34	NW	NW	00	OWYHEE	YES	0.0
04S	02W	27	SW	SW	00	OWYHEE	YES	0.0
04S	02W	27	NW	SW	00	OWYHEE	YES	0.0
04S	02W	27	SW	NW	00	OWYHEE	YES	0.0
04S	02W	27	NW	NW	00	OWYHEE	YES	0.0
04S	02W	27	NE	NW	00	OWYHEE	YES	0.0
04S	02W	22	SE	SW	00	OWYHEE	YES	0.0
04S	02W	22	SW	SE	00	OWYHEE	YES	0.0
04S	02W	22	NW	SE	00	OWYHEE	YES	0.0
04S	02W	22	SW	NE	00	OWYHEE	YES	0.0
04S	02W	22	SE	NW	00	OWYHEE	YES	0.0
04S	02W	22	NE	NW	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

BLM NUMBER: 5701582442

PAGE:

03S	01W	31	NE	NW	00	OWYHEE	0.
03S	01W	31	NW	NE	00	OWYHEE	0.

TOTAL ACRES IRRIGATED: 0.

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

MICROFILMED
MAR 32 1983

A 57-2293
3S, 2W, Sec. 36

IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOQUAD)

116° 30' 43"

535

536

537

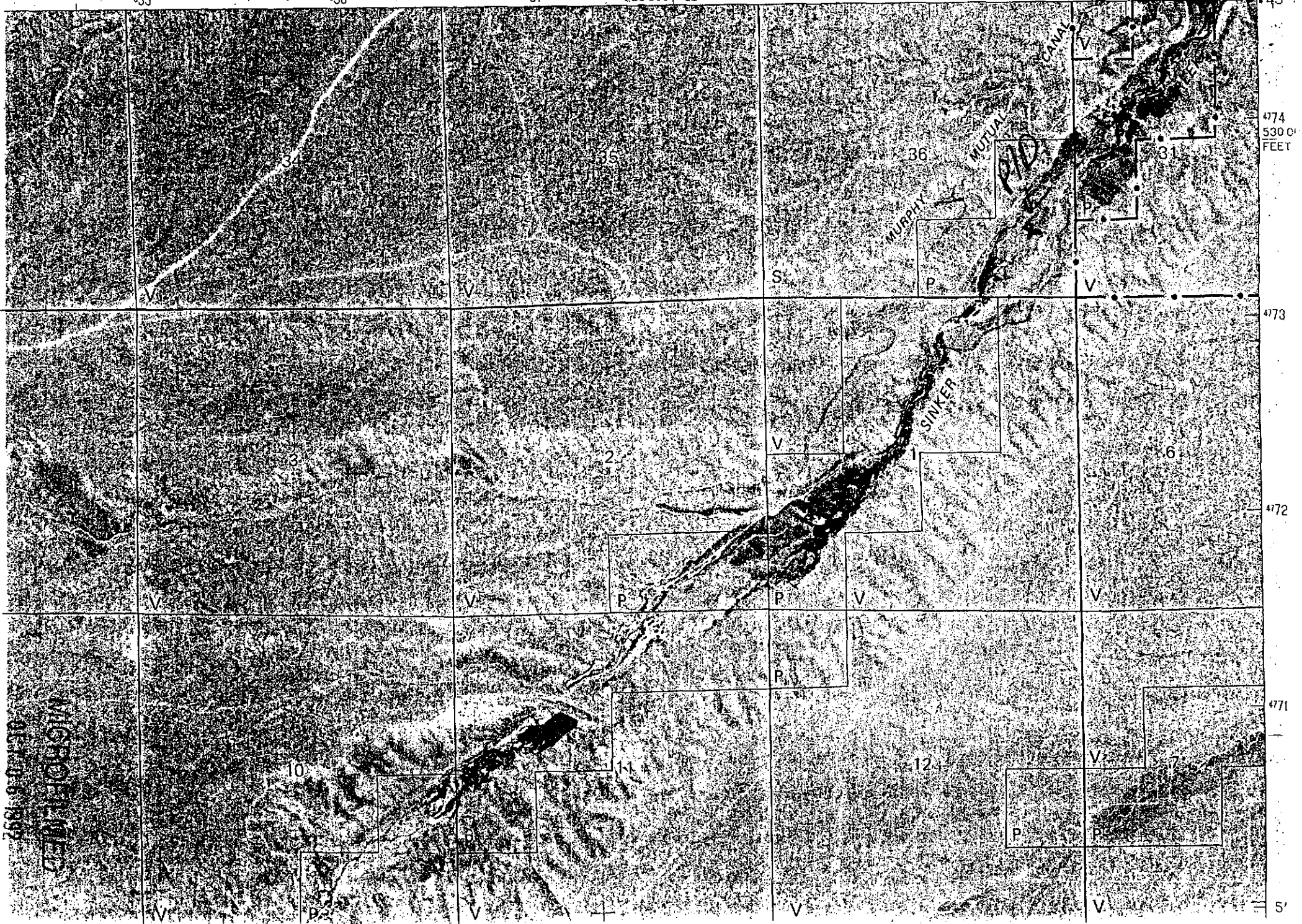
32' 30"

290 000 FEET

538

539

540



474
5300
FEET

473

472

471

5'

UNRECORDED
45-10-6-1899

001-118982

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																					
C	JOYCE LIVESTOCK CO C/O PAUL NETTLETON MURPHY ID 83650 (208) 834-2237	06/02/1966	IRRIGATION	03-15 11-15	2.83 CFS																						
					2.83 CFS																						
Water Source: GROUNDWATER			Tributary to:		Stage: LICENSE																						
Point(s) of Diversion:		T03S R01W S30 R02W S36	SWSE SESE	OWYHEE County OWYHEE County																							
Place of use Legal Description for: IRRIGATION																											
NE NW SW SE																											
NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE :																											
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	SUM
03S	01W	16	:	35		38	01	:		40	40	40	28	:		25		:				:				:	247.0
03S	01W	17	:					:						:				:		40		:				:	40.0
03S	01W	18	:					:						:			24	:				:				:	24.0
03S	01W	19	:			01	11	:	38	01-28	02-25	30	:	18	03-12		03	:		01	01	:				:	168.0
03S	01W	30	:			05		:	11		02-01	10	:				03	:	10	10	24	07	:			:	81.0
03S	01W	31	:			05		:	10		02-15	27	:	02	03-25			:				:				:	84.0
03S	02W	36	:				01	:					:					:	20		06	30	:			:	57.0
04S	02W	1	:	01-08	02-12			:	03-03		03	15	:	08	22	15		:				:				:	86.0
04S	02W	2	:					:					:					:	02		08	28	:			:	38.0
04S	02W	11	:	01		04		:					:					:					:			:	5.0
																							TOTAL ACRES		830.0		

POU County: OWYHEE

Other Rights: 57-00180A, 10428, 176, 173, 001A, 002, 174, 10922, 10488

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-10488 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3735.0 AF. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 141.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. A. WHEN ANY PORTION OF RIGHT NOS. 57-00180A, 57-10428, 57-00176, 57-00173, 57-00001A, 57-00002, AND 57-00174 IS DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THE FOLLOWING CONDITIONS APPLY:

1. USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE AND WITH RIGHT NO. 57-10488 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2905 AF, AND THE IRRIGATION OF A COMBINED TOTAL OF 830 ACRES IN A SINGLE SEASON.
2. ALL OF RIGHT NOS. 57-00173, 57-00001A, 57-00002, 57-00174 AND 57-10922 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NOS. 57-00180A, 57-10428 AND 57-00176.
- B. WHEN NO PORTION OF THE RIGHTS LISTED ABOVE IS DIVERTED THROUGH

Remarks: MMC, THE FOLLOWING CONDITIONS APPLY:
1. USE OF THIS RIGHT WIHT THE RIGHTS LISTED ABOVE AND WITH RIGHT NO. 57-10488 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 24.1 CFS FROM ALL POINTS OF DIVERSION, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2905 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 830 ACRES IN A SINGLE SEASON.
2. 0.63 CFS OF RIGHT NO. 57-10428 AND ALL OF RIGHT NOS. 57-00176, 57-00173, 57-00001A, 57-00002 AND 57-00174 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NOS. 57-00180A AND 57-10428.

Dates: Exam Made Date: 08/22/1990 Verified Date: 09/14/1992

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

Comments: Date: 07/13/1992 User-ID: HODGES Subject: DELIVERY SYSTEM
THIS RIGHT AND RIGHT NO. 57-10488 UTILIZE MURPHY MUTUAL CANAL TO DELIVER FLOWS TO LANDS OUTSIDE THE SINKER CREEK DRAINAGE.
DELIVERY TO MMC IS VIA RELIFT PUMP, AT A POINT IN THE SE1/4 S36, T03S, R02W (APPROX 5 MILES BELOW CANAL HEAD).

Date: 08/21/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/18/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 7/14/92. DID NOT REVERIFY ANY PART OF CLAIM.

Audit: 11/14/91 WERNER 01/07/92 WERNER 02/21/92 WERNER 07/13/92 HODGES
07/14/92 HODGES 07/29/92 PR-PRODM 08/21/92 SCHULTZ 09/14/92 WERNER
10/13/92 CPSHAW 12/05/92 ADT-SHAW

RECORDED
INDEXED

RECEIVED

JUN 24 1997

Department of Water Resources
Adjudication Bureau

1997 JUN 23 AM 9:30

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED OK

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 57-02293

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) by Joyce Livestock Co. 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 57-02293 was filed by United States (BLM). 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.

A *Preliminary Special Master's Report and Recommendation* for this right was issued. No motion to alter or amend was filed and the time for filing such motions has now expired; therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-02293 be decreed as recommended in the attached *Special Master's Report and Recommendation for Partial Decree*.

DATED 6/23, 1997.

MICROFILMED

JUN 23 1997

Fritz X. Haemmerle
FRITZ X. HAEMMERLE

Special Master, Reporting Area 2
Snake River Basin Adjudication

Water Right Number - 57-02293 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
NETTLETON

HUBERT

1 -
2 -
3 -

City- MURPHY
Phone -

State- ID Zip- 83650

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
06/02/1966 14 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

03S 01W 30 SW SE (73) OWYHEE
03S 02W 36 SE SE (73) OWYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 2.830 708.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.830 708.00

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

03S	01W	19	SE SE		8.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	SE NE		2.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	NE NW		1.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	SW NW		5.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	SE NW		12.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	NE SW		1.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	SE SW		2.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	NW SE		1.0	01	IRRIGATION	(73) OWYHEE
03S	01W	30	SW SE		3.0	01	IRRIGATION	(73) OWYHEE
03S	01W	31	NE NW		14.0	01	IRRIGATION	(73) OWYHEE
03S	01W	31	SW NW		8.0	01	IRRIGATION	(73) OWYHEE
03S	01W	31	SE NW		18.0	01	IRRIGATION	(73) OWYHEE
03S	01W	31	NW SW		24.0	01	IRRIGATION	(73) OWYHEE
03S	02W	36	NE SE		6.0	01	IRRIGATION	(73) OWYHEE
03S	02W	36	SW SE		1.0	01	IRRIGATION	(73) OWYHEE
03S	02W	36	SE SE		12.0	01	IRRIGATION	(73) OWYHEE
04S	02W	1	NW NE		3.0	01	IRRIGATION	(73) OWYHEE
04S	02W	1	NE NW		3.0	01	IRRIGATION	(73) OWYHEE
04S	02W	1	SE NW		18.0	01	IRRIGATION	(73) OWYHEE

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Adj. flag translation: Standard Water Right Number

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
1	2	3	4	5	6	7	8	9

Total Acres: 142.0

+ - ~ Diversion Means -

+ - ~ Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - -		Remarks
AC. IRR.=141.5.		

+----- Old Water Right Numbers -----
No Old Water Right Numbers found.

----- Conditions of Approval -----
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - 00/00/0000
----------------------------------	----------------------------------	---------------------------------

+ - - Audit Fields - 02/20/85 05/01/88 CONVERT

[illegible]

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/20/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 04/29/1980	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		
				Microfilm Roll Number	-

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OCT 06 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 14, 1992

PAUL NETTLETON
JOYCE LIVESTOCK CO
MURPHY ID 83650

RE: Notices of Error in the Snake River Basin Adjudication

Dear Mr. Nettleton:

This letter is in response to the remaining Notices of Error you submitted on your claims in basin 57. The following will outline our recommendations per item.

Season of Use

Claim numbers: 57-10922, 57-04008, 57-00180A, 57-00176, 57-00174, 57-10428, 57-00173, 57-00001A, 57-02293, 57-00002 and 57-10488

The season of use as recommended on the above irrigation rights is based on several factors including area, weather and climate and are delineated by boundaries which represent an area as accurately as possible. Also, the general provisions for the SRBA decree allow early or late irrigation when water is available. I have enclosed a copy of the provisions which reflect this information.

Our recommendation for a season of use date March 15 to November 15 is upheld.

Priority Date

Claim numbers: 57-10598 and 57-10486

Both claims were filed on lands that are included in previous decrees. These decrees are on Catherine creek and Sinker creek. In order to establish the priority dates you have claimed, evidence must be submitted showing that the owner of the water right at the time of the decree was not joined as a party in that case, or that the water right was not required to be claimed in the prior adjudication because it had not been completed prior to the cut-off date for claims in that adjudication.

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OCT 08 1992

Stockwater

Claim number: 57-10598

The number of head of stockwater has been changed to reflect usage for 950 cattle and 50 horses.

Land Description

Claim number: 57-10587

I have changed the record to show the added fork of Diamond creek so it also reflects water usage for instream stock. Enclosed is a copy for your records.

Conveyance Loss

Claim number: 57-10922

The recommended conveyance loss of 7.5 cfs is based on the information you submitted to this office. The variables calculated are dependent on type of conveyance and consist of factors such as soil type, length, width of canal and loss rate. I am enclosing a copy of the conveyance loss worksheet for your review. If the information was submitted in error, please resubmit this copy with corrections. We will review the information.

Claim number: 57-10487

This is the claim for stockwater usage out of the canal which you amended to 2.25 cfs of which 2.0 cfs is for conveyance loss. I am prepared to recommend this claim for the additional 2.0 cfs; however, before doing so I will need an additional fee of \$200.00. This is a variable fee, not based on irrigation, which is calculated at \$100.00 per cfs. Upon receipt of the fee I can recommend the additional flow with a standard remark which will read as follows: 2.00 cfs of this right is limited to use for conveyance losses in delivery of this right during such time when water is not being delivered for irrigation uses. This will assure that when the watermaster delivers water he doesn't deliver the 7.5 cfs for conveyance losses necessary for irrigation on top of another 2.0 cfs for the stockwater usage.

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OCT 06 1992

Acreage

Claim numbers: 57-10922, 57-00180A, 57-00176, 57-00174,
57-10428, 57-00173, 57-10488, 57-00001A, 57-02293 and 57-00002

I have recalculated the areas in sections 16, 19 and 30 where there was thought to be more acres. I used two different maps, the 1974 and 1979 ortho-photo quads and the 1987 Napp. The method of calculation was the dot grid method. I found a difference of 5 acres in those areas. Based on this information along with other factors such as roads and drainages, I do not find that a difference of 5 acres out of a total of 830 acres warrants changing our original recommendation of 830 acres.

Disallowed Irrigation

Claim number: 57-04099

I had a conversation with the field examiner of this right, Gene Gibson. He ascertains that there is a natural drain which conveys the spring water from its source and a ditch which picks up the water and takes it to the stock ponds. He stated that because of the topography of the land in the portions of section 12, T4S, R2W and section 7, T4S, R1W, the land can not be irrigated. As far as the land irrigated in the N1/2, SE1/4, section 14, T4S, R2W; this land is recommended under number 57-04008 from Fossil creek. The recommendation for stockwater usage only from 57-04099 remains.

The Directors Report is scheduled for October 1, 1992. Please submit your response to my attention by September 25, 1992.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures: Conveyance loss form
Excerpt from preliminary report, pp. 17 & 18
Map of season of use
Adjudication fee schedule
Notice of error response memo to 57-10487

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OCT 06 1992

NOTICE OF ERROR FORM

JUL-20-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

JUL-20-1992

1.

Water right number:

✓ 57-00180A ✓

✓ 57-00176 ✓

✓ 57-00174 ✓

✓ 57-10428 ✓

✓ 57-00173 ✓

✓ 57-10488 ✓

✓ 57-00001A ✓

✓ 57-02293 ✓

✓ 57-00002 ✓

2.

Name:

JOYCE LIVESTOCK CO.

Address:

MURPHY, ID.

Weekday Telephone Number:

834-2237

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

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(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

SEASON OF USE - 3/15 to 11/15

OF ACRES - 830 ACRES

4. Describe the changes you wish to have made in the proposed recommendation:

SEASON SHOULD BE - 2/1 to 11/30

(I CAN PROVE BENEFICIAL USE IN THE EXTENDED PERIOD.)

PLEASE RECHECK ACREAGE - I FEEL I AM IRRIGATING 30 to 50
MORE ACRES

5. Describe why you disagree with the proposed recommendation:

6. Date:

8/18/92

SIGNATURE

Paul Nettleton for Joyce Livestock Co.

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOYCE LIVESTOCK CO C/O PAUL NETTLETON MURPHY ID 83650 (208) 834-2237	06/02/1966	IRRIGATION	03-15 11-15	2.83 CFS	
TOTAL DIVERSION:					2.83 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03S R01W S30
R02W S36

SWSE
SESE

OWYHEE County
OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	:	SUM
03S	01W	16	:	35		38		01		:	40		40		40		28	:	25	:	247.0
03S	01W	17	:							:								:	40	:	40.0
03S	01W	18	:							:								:	24	:	24.0
03S	01W	19	:			01		11		:	38	01-28	02-25		30	:	18	03-12	03	:	168.0
03S	01W	30	:			05				:	11		02-01		10	:			03	:	81.0
03S	01W	31	:			05				:	10		02-15		27	:	02	03-25		:	84.0
03S	02W	36	:					01		:						:	20		06	:	57.0
04S	02W	1	:	01-08		02-12				:	03-03		03		15	:	08	22	15	:	86.0
04S	02W	2	:							:						:	02		08	:	38.0
04S	02W	11	:	01		04				:						:				:	5.0
TOTAL ACRES																				830.0	

POU County: OWYHEE

Other Rights: 57-00180A, 10428, 176, 173, 001A, 002, 174, 10922, 10488

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-10488 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3735.0 AF. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 141.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. A. WHEN ANY PORTION OF RIGHT NOS. 57-00180A, 57-10428, 57-00176, 57-00173, 57-00001A, 57-00002, AND 57-00174 IS DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THE FOLLOWING CONDITIONS APPLY:

1. USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE AND WITH RIGHT NO. 57-10488 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2905 AF, AND THE IRRIGATION OF A COMBINED TOTAL OF 830 ACRES IN A SINGLE SEASON.
2. ALL OF RIGHT NOS. 57-00173, 57-00001A, 57-00002, 57-00174 AND 57-10922 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NOS. 57-00180A, 57-10428 AND 57-00176.

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Remarks: B. WHEN NO PORTION OF THE RIGHTS LISTED ABOVE IS DIVERTED THROUGH MMC, THE FOLLOWING CONDITIONS APPLY:
1. USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE AND WITH RIGHT NO. 57-10488 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 24.1 CFS FROM ALL POINTS OF DIVERSION, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2905 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 830 ACRES IN A SINGLE SEASON.
2. 0.63 CFS OF RIGHT NO. 57-10428 AND ALL OF RIGHT NOS. 57-00176, 57-00173, 57-00001A, 57-00002 AND 57-00174 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NOS. 57-00180A AND 57-10428.

Dates: Exam Made Date: 08/22/1990 Verified Date: 07/14/1992

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

Comments: Date: 07/13/1992 User-ID: HODGES Subject: DELIVERY SYSTEM
THIS RIGHT AND RIGHT NO. 57-10488 UTILIZE MURPHY MUTUAL CANAL TO DELIVER FLOWS TO LANDS OUTSIDE THE SINKER CREEK DRAINAGE.
DELIVERY TO MMC IS VIA RELIFT PUMP, AT A POINT IN THE SE1/4 S36, T03S, R02W (APPROX 5 MILES BELOW CANAL HEAD).

Audit: 07/14/92 HODGES

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OCT 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:46:57
06/05/90

PAGE: 19
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-02293

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE						HW	HW	
POINT OF DIV	AN		G. Gibson		6	6-11-90	6-11-90	
SOURCE			822624-90		6			
PLACE OF USE	Expansion				6			
DIV. AMOUNT CFS/VOLUME				Y	5			
CONSUMPTIVE USE					6			
PURPOSES					6			
PERIOD OF USE					6			
BASIS OF CLAIM					6			
REMARKS	Y				6			

"VERIFIED BY" CODES

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

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

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OCT 06 1992

6-90

STATE OF IDAHO

A57-02293
Adjudication Claim No.

DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet For

SRBA Claim Verification Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Claim Verification Report(CVR)
- ☒ Copy of Adjudication Claim
- ☒ Copies of pertinent files(prev. rts., exams, etc.)
- ☒ Well Inspection Form (If Needed)
- ☒ * Copy of U.S.G.S. Quad map, orthophotoquad, or NAPP photography
- ☒ Check P.D. & P.U. desc. for Govt. Lots(if a lot is found, a copy of the Govt. plat is needed to add the lot onto the R claim file later.)
- ☒ Check CVR for P.D. overlap(see page titled Pt. of Div. Review Sheet)
- ☒ Check AJ & WR P/D indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ☒ yes ☐ no If yes: ☐ copy of claims & water rights incl?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____
- ☒ Check CVR for P.U. overlaps(see page titled Pl. of Use Review Sheet)
- ☒ Check AJ & WR P/U indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ☒ yes ☐ no If yes: ☐ copy of claims & water rights incl?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☒ Different source for same acres
☐ Other: _____
- ☐ Appointment Letter Sent? _____ (initial & date)
- ☐ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed CVR Form
- ☐ Photographs of Point(s) of Diversion and Place of Use
- ☒ * Completed map outlining Point(s) of Diversion and Place of Use

C. Review and Processing:

Claim No. submitted for weekly exam completed prog. report? ☒ Yes ☐ No
Exam completed date data entered on claim LRW 11-14-91 (initial & date)
Claim Verification Report completed LRW 11-14-91 (initial & date)
Was CVR spot-checked by Supervisor? ☐ Yes ☒ No _____ (initial & date)
R claim file created LRW 11-14-91 (initial & date)
Recommendations entered on R claim file LRW 11-14-91 (initial & date)

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OCT 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:46:57
06/05/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-02293

LAST: NETTLETON
ADDRESS:
CITY: MURPHY
PHONE NUMBER: 208-000-0000

FIRST: HUBERT
STATE: ID ZIP: 83650

OWNER CODE: 0

LAST: JOYCE LIVESTOCK CO.
ADDRESS: C/O PAUL NETTLETON
CITY: MURPHY
PHONE NUMBER: 208-834-2237

FIRST:
STATE: ID ZIP: 83650

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: AC. IRR.=141.5.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

See A57-00173

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OCT 06 1992

A. AJ CLAIM: # A57-02293 PRIORITY DATE: 06-02-1966 STAGE: L
B. WR RECORD: # 57-02293 PRIORITY DATE: 06-02-1966 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
W

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

REMARKS:

RECOMMENDED PRIORITY DATE:
06-02-1966

REVIEWED BY

Linda Warner

DATE

11-12-91

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OCT 06 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-02293	03S	01W	30		SW	SE		OWYHEE
A57-02293	03S	02W	36		SE	SE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A57-00001A

NONE

A57-00173

A57-00174

A57-00176

A57-00180A

A57-10428

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
57-02293	03S	01W	30		SW	SE		OWYHEE
57-02293	03S	02W	36		SE	SE		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

NONE

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX

R PREFIX

A57-00001A

NONE

A57-00173

A57-00174

A57-00176

A57-00180A

A57-10428

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER

W
W

MICROFILMED
OCT 06 1992

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>3S</u>	<u>1W</u>	<u>30</u>	—	<u>SW</u>	<u>SE</u>	—	<u>73</u>
<u>3S</u>	<u>2W</u>	<u>36</u>	—	<u>SE</u>	<u>SE</u>	—	<u>73</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

Linda Warner

DATE:

11-12-91

MICROFILMED

OCT 06 1992

JOYCE LIVESTOCK CO.
JOYCE LIVESTOCK CO.
NETTLETON , H. E.

A57-10486 /
A57-10488 /30.0

- /
- /
57-00172 /

TOTAL ACRES

A57-02293

822.00

118.00

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
☒

PRESUMPTION FLAG: E

REMARKS:

When did expansion occur - Not an expansion - Permissible P.O.U.

RECOMMENDATIONS:

TOTAL ACRES:

830

REVIEWED BY:

Amelia Werners

DATE:

11-12-91

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OCT 06 1992

JOYCE LIVESTOCK COMPANY
LANDLIST

		LOT	
T3S, R1W, SECTION 16:	NENE	35	
	NWNE	38	
	SWNE	1	
	NENW	40	
	NWNW	40	
	SWNW	40	
	SENW	28	
	NWSW	25	
SECTION 17:	NESE	40	
SECTION 18:	SESW	24	
SECTION 19:	NWNE	1	
	SWNE	11	
	NENW	38	
	NWNW	1 28	
	SWNW	2 25	
	SENW	30	
	NESW	18	
	NWSW	3 12	
	SESW	3	
	NWSE	1	
	SWSE	1	
SECTION 30:	NWNE	5	
	NENW	11	
	SWNW	2 1	
	SENW	10	
	SESW	3	
	NESE	10	
	NWSE	10	
	SWSE	24	
	SESE	7	
SECTION 31:	NWNE	5	
	NENW	10	
	SWNW	2 15	
	SENW	27	
	NESW	2	
	NWSW	3 25	
T3S, R2W, SECTION 36:	SENE	1	
	NESE	20	
	SWSE	6	
	SESE	30	
T4S, R2W, SECTION 1:	NENE	1 8	
	NWNE	2 12	
	NENW	3 3	
	SENW	15	
	NESW	8	
	NWSW	22	
	SWSW	15	
	SWNW	3	

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PAGE 2, JOYCE LIVESTOCK, LANDLIST

T4S, R2W, SECTION 2:	NESE	2
	SESE	28
	SWSE	8
SECTION 11:	NENE	1
	NWNE	<u>4</u>
	TOTAL	830 ACRES

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-02293 IRRIGATION	FROM 03-15 TO 11-15	2.830 CFS 708.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.830 CFS 708.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-02293 IRRIGATION	FROM 03-15 TO 11-15	2.830 CFS 708.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.830 CFS 708.00 AF/A

PRESUMPTION FLAG: E

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 2.830 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.830 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

N/A

, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-02293	GROUNDWATER	JOYCE LIVESTOCK CO.	2.830	0.003	708.00	0.86
A57-00001A	SINKER CREEK	JOYCE LIVESTOCK CO.	3.000	0.003		
A57-00174	SINKER CREEK	JOYCE LIVESTOCK CO.	0.700			
A57-00176	SINKER CREEK	JOYCE LIVESTOCK CO.	2.370	0.002		
A57-00180A	SINKER CREEK	JOYCE LIVESTOCK CO.	1.000	0.001		
A57-10428	SINKER CREEK	JOYCE LIVESTOCK CO.	13.200	0.013		
A57-10488	GROUNDWATER	JOYCE LIVESTOCK CO.	5.200	0.005		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A57-10487	STOCKWATER	JOYCE LIVESTOCK CO.	FROM 01-01 TO 12-31	.260 CFS	
A57-10477	DOMESTIC	JOYCE LIVESTOCK CO.	FROM 01-01 TO 12-31	.040 CFS	
A57-10486	STOCKWATER	JOYCE LIVESTOCK CO.	FROM 01-01 TO 12-31	.400 CFS	
A57-10476	DOMESTIC	JOYCE LIVESTOCK CO.	FROM 01-01 TO 12-31	.120 CFS	
A57-10474	DOMESTIC	JOYCE LIVESTOCK CO.	FROM 01-01 TO 12-31	.120 CFS	
A57-10475	STOCKWATER	JOYCE LIVESTOCK CO.	FROM 01-01 TO 12-31	.090 CFS	

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 822 x 0.02 CFS/ACRE = 16.44 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES 822 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =
TOTAL CONSUMPTIVE USE 2877 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 708.00 AF/A
ACRES 822 x DIVERSION VOL. AF/A FOR AREA 5.0 =
TOTAL DIVERSION VOLUME 4110 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

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

C.U. restrictions on overlapping acreage.
Standard Remarks:

E01: Use of this right w/right no. 57-10488 is limited to a total combined annual diversion volume of 3245.3 AF

E02: Use of this right w/right no. 57-00180A, etc, is limited to: Flow - 21 cfs,
C.U. - 2905 AFA x 830 Ac.

K06: This right is limited to the irr. of 141.5 acres w/in the POU described above in a single irr. season.

* 1-7-92 New headgate requirement = 4.5 AF/A

@ 830 Ac this now = 3735 AFA

V(d.r.) = 8.03 cfs x 1.9835 AF/d x 246d = 3918.2 AFA

1b. CALCULATIONS

Combined rights
See A57-10488.

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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 11-15	DATABASE EXAMINER 2.830 <u>2.83</u>	DATABASE EXAMINER 708.00 _____	DATABASE EXAMINER 0.0 _____
TOTAL FOR THIS RIGHT		2.830 <u>2.83</u>	708.00	0.0
REVIEWED BY: <u>Sinda Werner</u>		DATE: <u>11-12-91</u>		

CVR CORRECTIONS
Season of Use, Consumptive Use, Diversion Volume

[] Change season of Use

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

[] Change Consumptive Use Volume

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

[X] Change Diversion Volume

830 acres x 4.5 af/a (for area) = 3735 af/a

[X] Change Remarks

<u>Code</u>	<u>Recommended Change</u>
<u>EO1</u>	<u>Div vol. amt. only</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

[X] Corrections Made 1-7-92
(date)

Data-entry Complete 1-7-92
(date)

Reviewing Agent JPW
(signature)

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-02293

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	2.830	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-02293	2.830	-		57-02293	2.830
TOTAL CFS		2.830				2.830

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	FIELD EXAMINER
Y	_____

REMARKS:

AUTHENTICATION:

SIGNATURE: Linda Wurmser

DATE: 11-12-91

NAME OF FIELD EXAMINER: Gene Gibson

TITLE: Sr. WR Agent

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