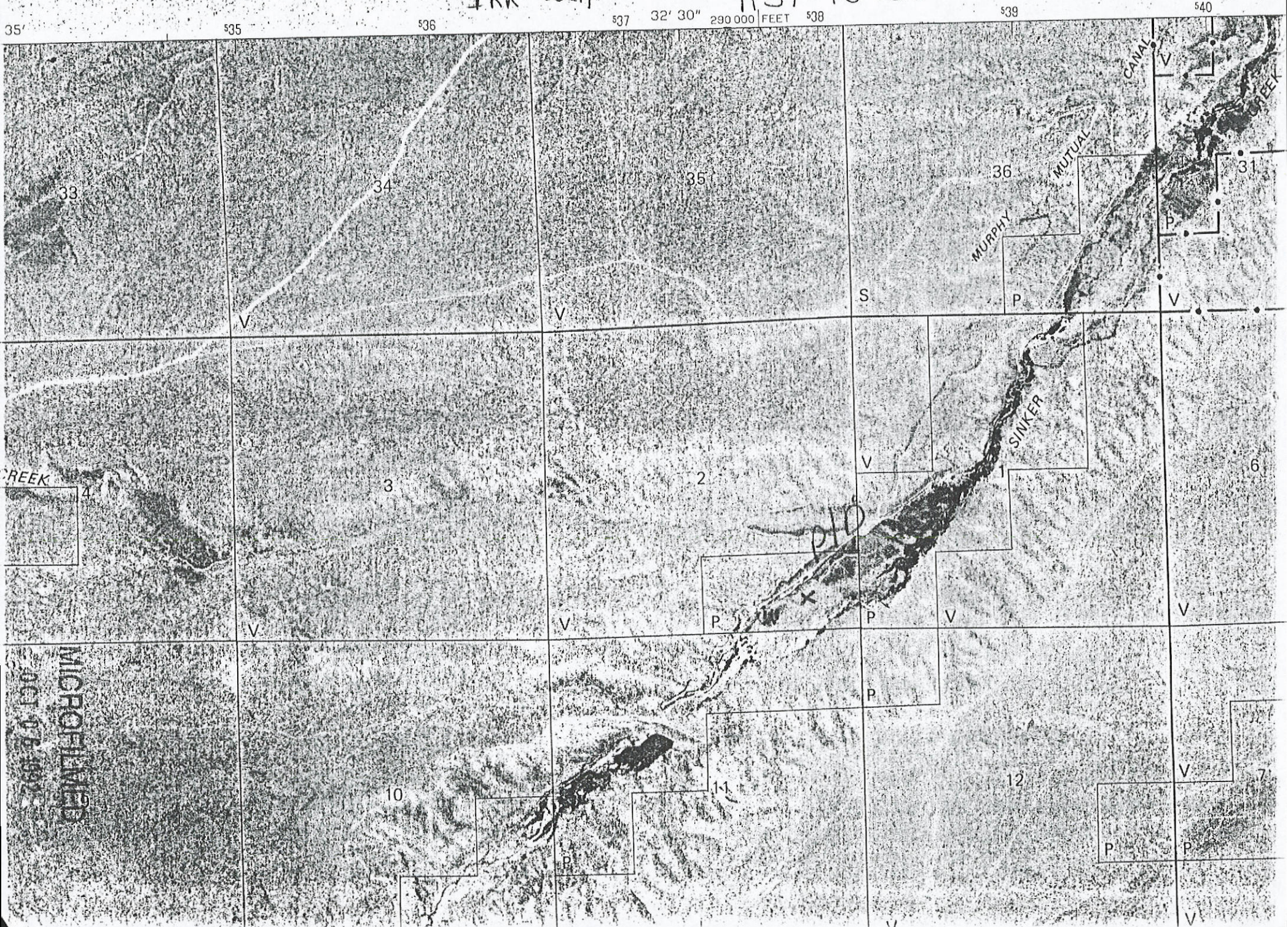


4S 2W Sec. 2
IRR well

A57-10488

SILVER CITY SE QUADRANT
IDAHO
7.5 MINUTE SERIES (ORTHOPHOTO)



Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 57-10488

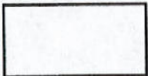
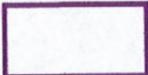
Page 1 of 4

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

T03S, R02W, S36

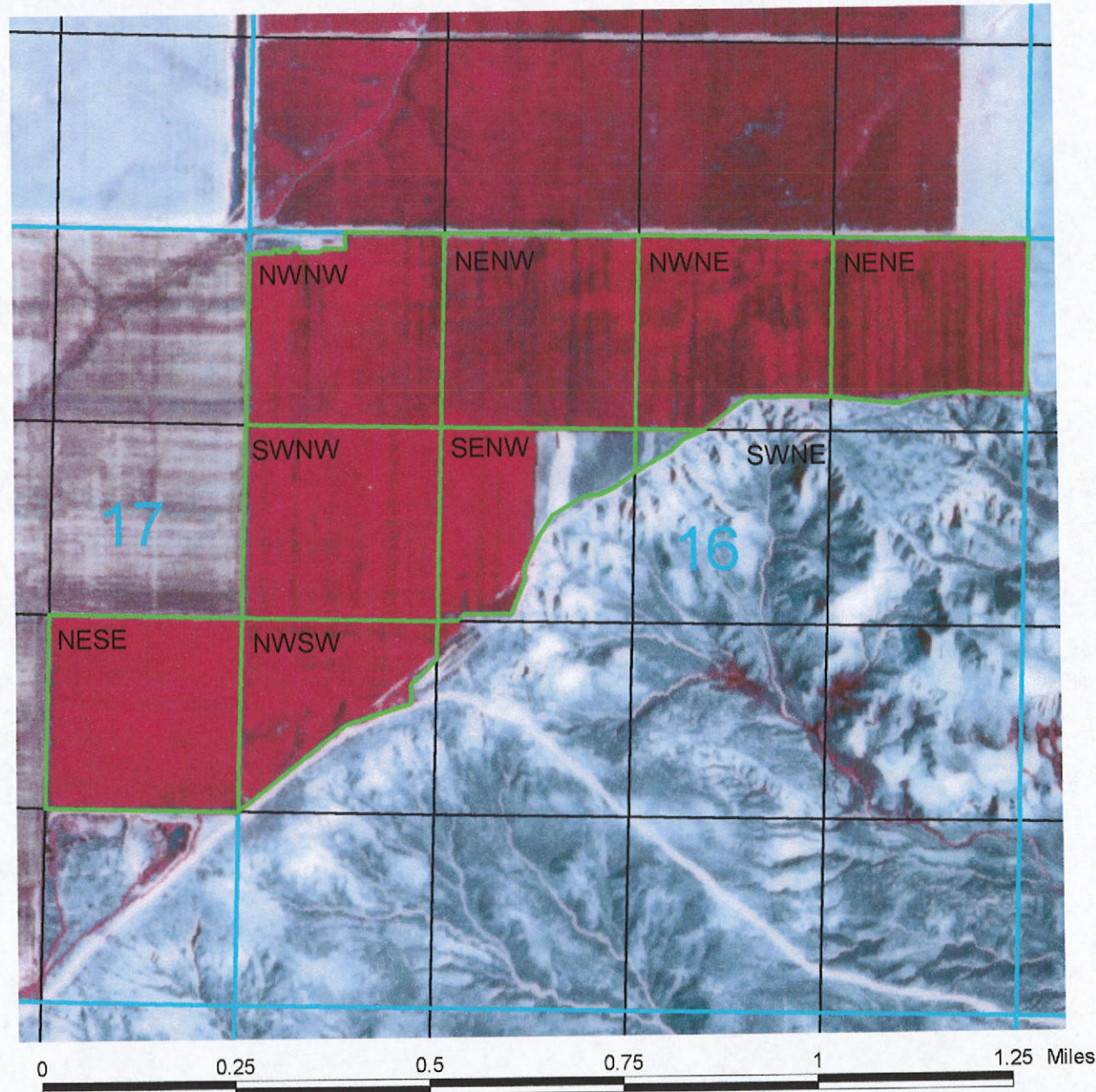
T04S, R02W, S01, 02, 11

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: 57-10488

Page 2 of 4

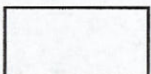
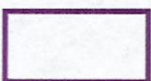
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18, 19, 30, 31

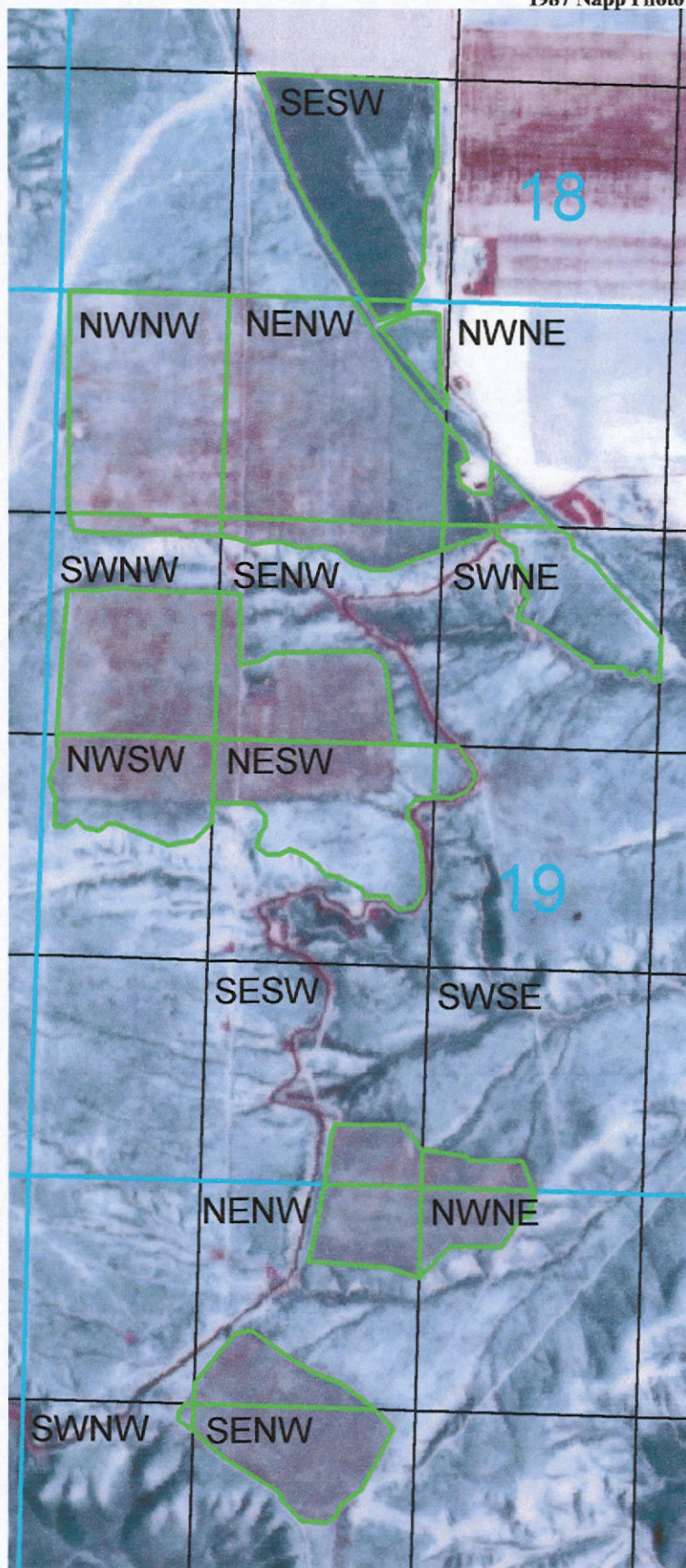
T03S, R02W, S36

T04S, R02W, S01, 02, 11

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



Idaho Department of Water Resources

Claim Number: 57-10488

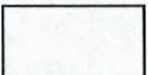
Page 3 of 4

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

T03S, R02W, S36

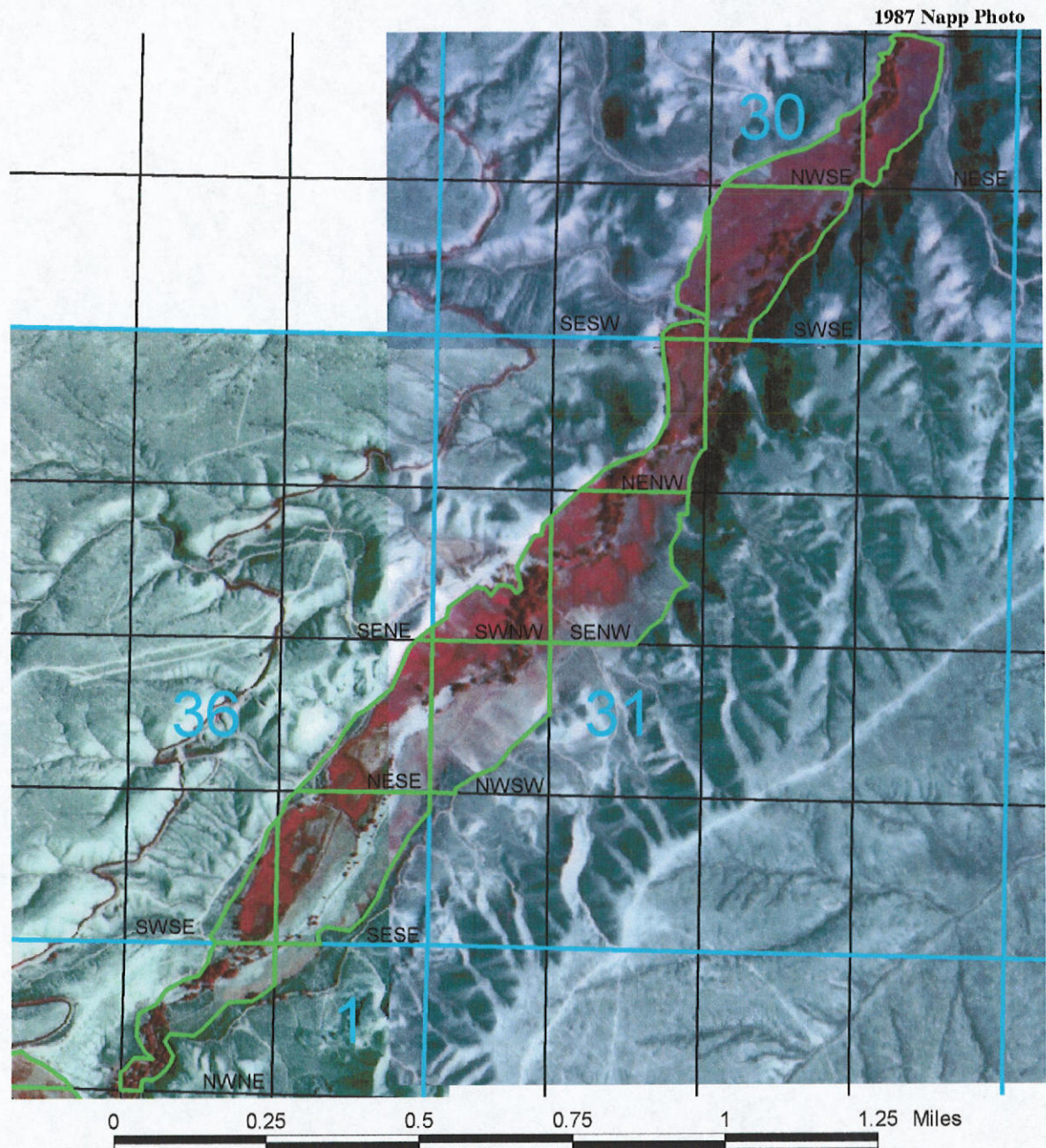
T04S, R02W, S01, 02, 11

Reviewed By:

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



04/03



1987 Napp Photo

Reviewed By:

-

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: A57-10488
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. 208-834-2377
Address: C/O PAUL NETTLETON
MURPHY, ID 83650

2. Date of Priority: JUN 30, 1943

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	02W	2	SE	SE			OWYHEE

5. Description of diverting works:
475' DEEP, APPROX. 60 HP PUMP & 18" CS, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	02/01	11/30	5.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	16	NE	NE		IRR	35.0
			NW	NE		IRR	35.0
			SW	NE		IRR	15.0
			NE	NW		IRR	40.0

A57-10488

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	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		
			Section Acres					195.0
		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	
			SE	SW		IRR	15.0	
			NE	SE		IRR	15.0	
			NW	SE		IRR	10.0	
			SW	SE		IRR	30.0	
			Section Acres					140.0
		31	NE	NW		IRR	20.0	
			SW	NW		IRR	20.0	
			SE	NW		IRR	10.0	
			NW	SW		IRR	30.0	
			Section Acres					80.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03S	02W	36	NE		SE		IRR	20.0
			SW		SE		IRR	5.0
			SE		SE		IRR	30.0
Section Acres								55.0
04S	02W	1	NW		NE		IRR	20.0
			NE		NW		IRR	5.0
			SE		NW		IRR	25.0
			NE		SW		IRR	15.0
			NW		SW		IRR	25.0
			SW		SW		IRR	20.0
Section Acres								110.0
		2	SW		SE		IRR	10.0
			SE		SE		IRR	30.0
Section Acres								40.0
		11	NE		NE		IRR	5.0
			NW		NE		IRR	15.0
Section Acres								20.0
Total Acres								975.0

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:
SEE MAP ATTACHED TO A57-00180A FOR P/U.

15. Basis of Claim: BENEFICIAL USE

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 Mitchell Date: 1-10-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 10 day

of Jan 19 89

Linda Warner
Notary Public

Seal

Residing at Boise ID

My Commission Expires 12-8-94

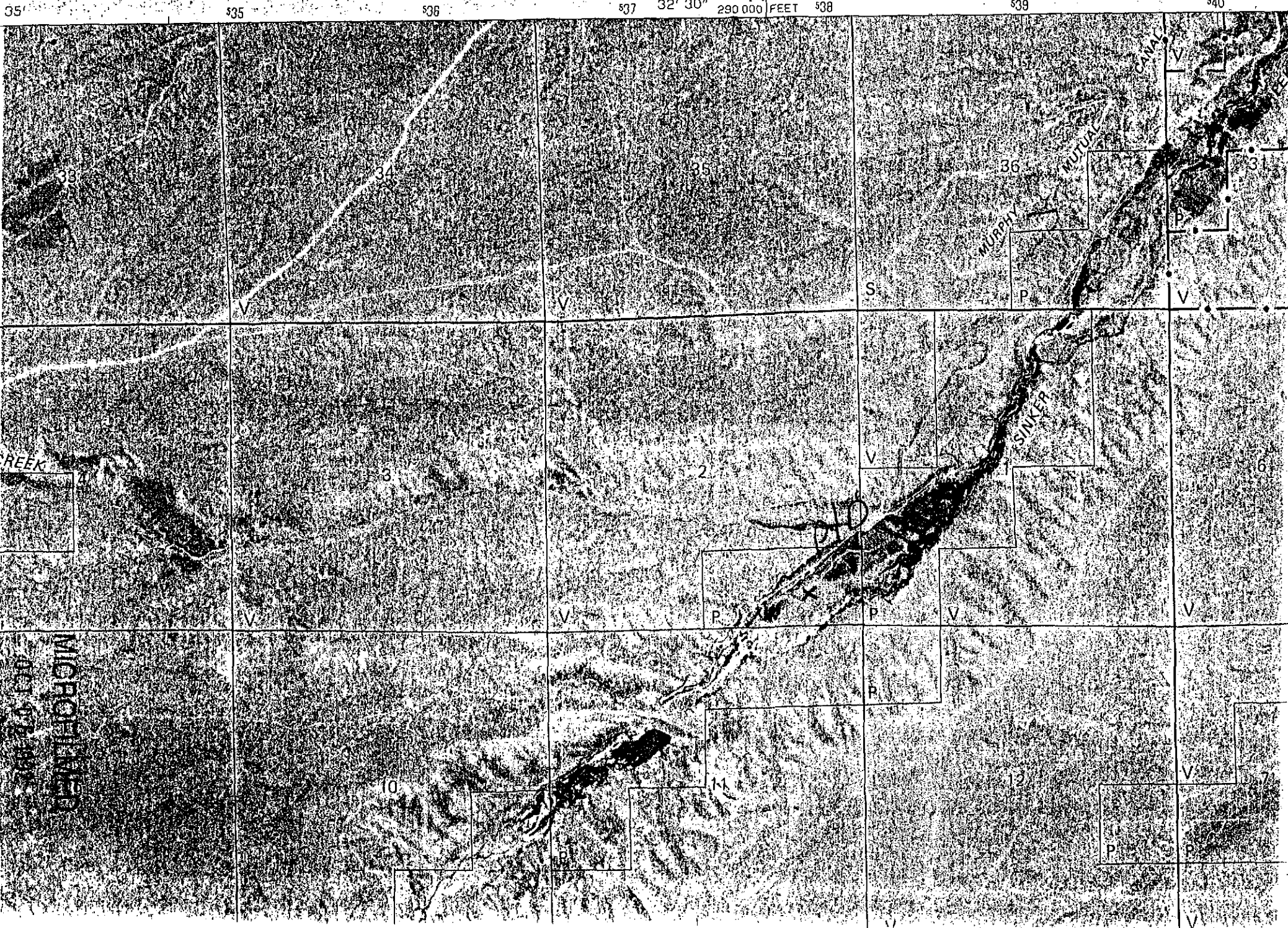
4S 2W Sec. 2
IRR Well

A57-10488

CITY OF

IDAHO

7.5 MINUTE SERIES (ORTHOPHOTO)



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. 57-10488 -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)

2. Person who filed objection:

Name: US BUREAU OF LAND MGMT
Address: 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. 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. A57-10488

5

(Over)

VERIFICATION (Must be Completed)

State of IDAHO

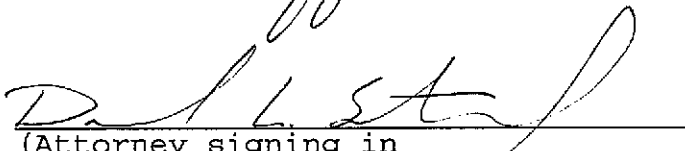
County of ADA

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

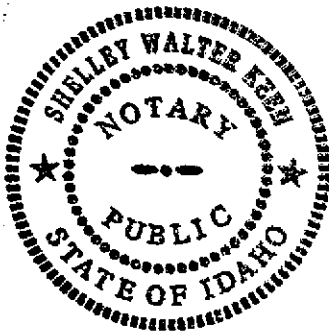
That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director 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.

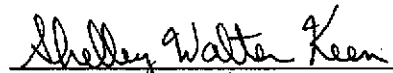

Signature of person filing response

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: 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 W FORT ST
BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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: A57-10488
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. 208-834-2377
Address: C/O PAUL NETTLETON
MURPHY, ID 83650

2. Date of Priority: JUN 30, 1943

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	02W	2	SE	SE			OWYHEE

5. Description of diverting works:
475' DEEP, APPROX. 60 HP PUMP & 18" CS, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	02/01	11/30	5.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	01W	16	NE	NE		IRR	35.0
			NW	NE		IRR	35.0
			SW	NE		IRR	15.0
			NE	NW		IRR	40.0

A57-10488

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	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
							Section Acres	195.0
		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
			SE		SW		IRR	15.0
			NE		SE		IRR	15.0
			NW		SE		IRR	10.0
			SW		SE		IRR	30.0
							Section Acres	140.0
		31	NE		NW		IRR	20.0
			SW		NW		IRR	20.0
			SE		NW		IRR	10.0
			NW		SW		IRR	30.0
							Section Acres	80.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	02W	36	NE	SE		IRR	20.0
			SW	SE		IRR	5.0
			SE	SE		IRR	30.0
						Section Acres	55.0
04S	02W	1	NW	NE		IRR	20.0
			NE	NW		IRR	5.0
			SE	NW		IRR	25.0
			NE	SW		IRR	15.0
			NW	SW		IRR	25.0
			SW	SW		IRR	20.0
						Section Acres	110.0
		2	SW	SE		IRR	10.0
			SE	SE		IRR	30.0
						Section Acres	40.0
		11	NE	NE		IRR	5.0
			NW	NE		IRR	15.0
						Section Acres	20.0
						Total Acres	975.0

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:
SEE MAP ATTACHED TO A57-00180A FOR P/U.

15. Basis of Claim: BENEFICIAL USE

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 Hatcher Date: 1-10-89

Date: _____

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 10 day

of Jan 19 89

Linda Warner
Notary Public

Seal

Residing at Boise ID

My Commission Expires 12-8-94

HS 2W Sec. 2,
IRR Well

A57-10488

SILVER CITY SE QUAD. 3A

IDAHO

7.5 MINUTE SERIES (ORTHO) PHOTO

35'

35

36

37

32' 30"

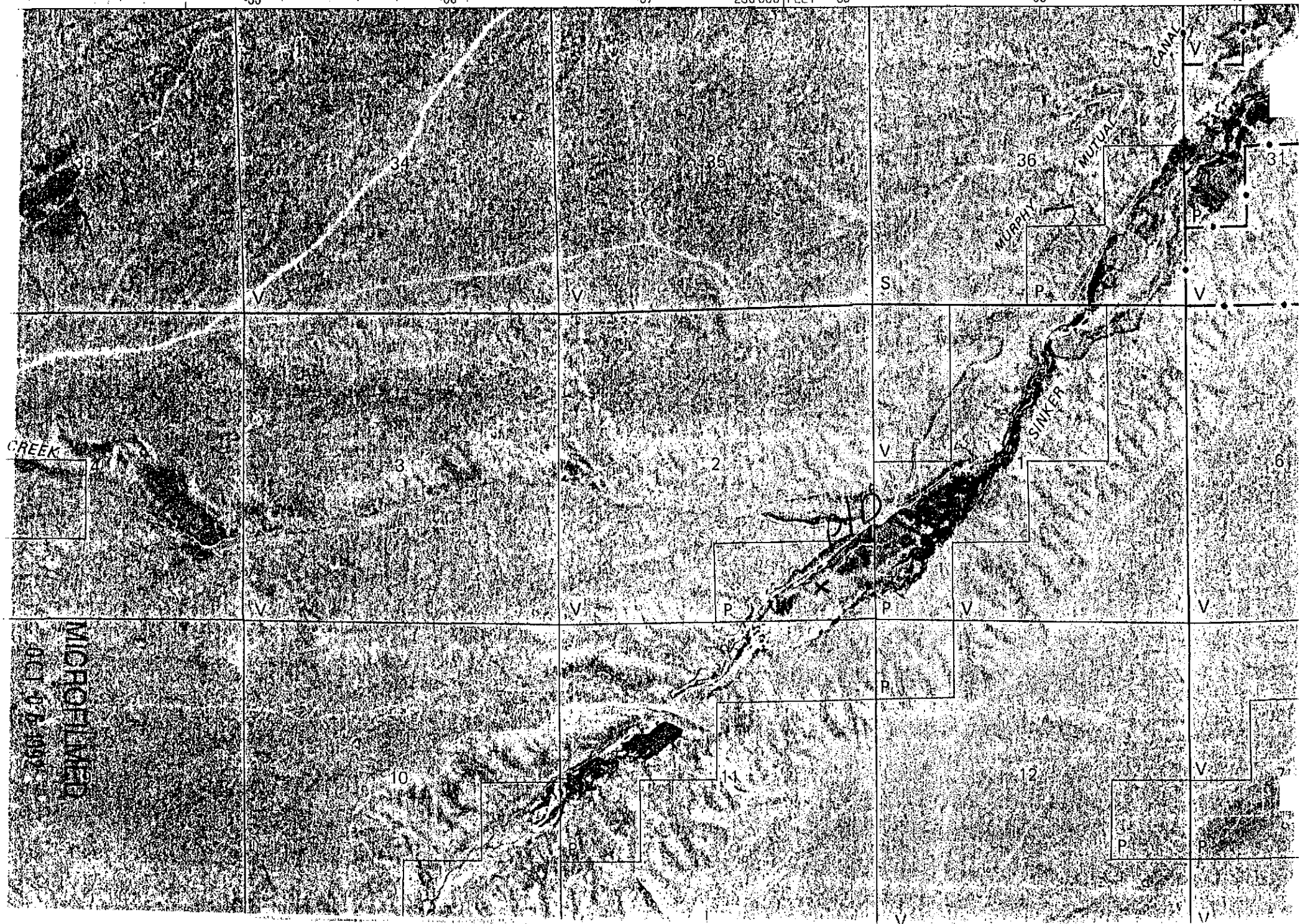
290 000

FEET

38

39

40



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. 57-10488
(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.

(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

2. Conflicting USDI claims

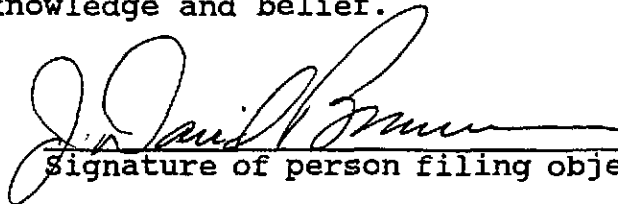
VERIFICATION (Must be Completed)

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.

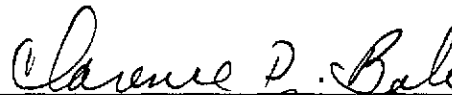


Signature of person filing objection

By: _____

(Attorney signing in
representative capacity)

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



Notary Public for Ada County

Residing at: Boise Idaho

My Commission expires: April 26, 1997

(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~~^{serviced} the original and ~~copies~~^{for} 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

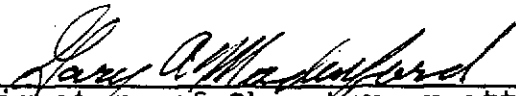
Murphy, ID 83650

3. One copy to:

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

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

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 USE FROM	TO
STOCKWATER	0.300	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.320 CFS	0.00 AF		

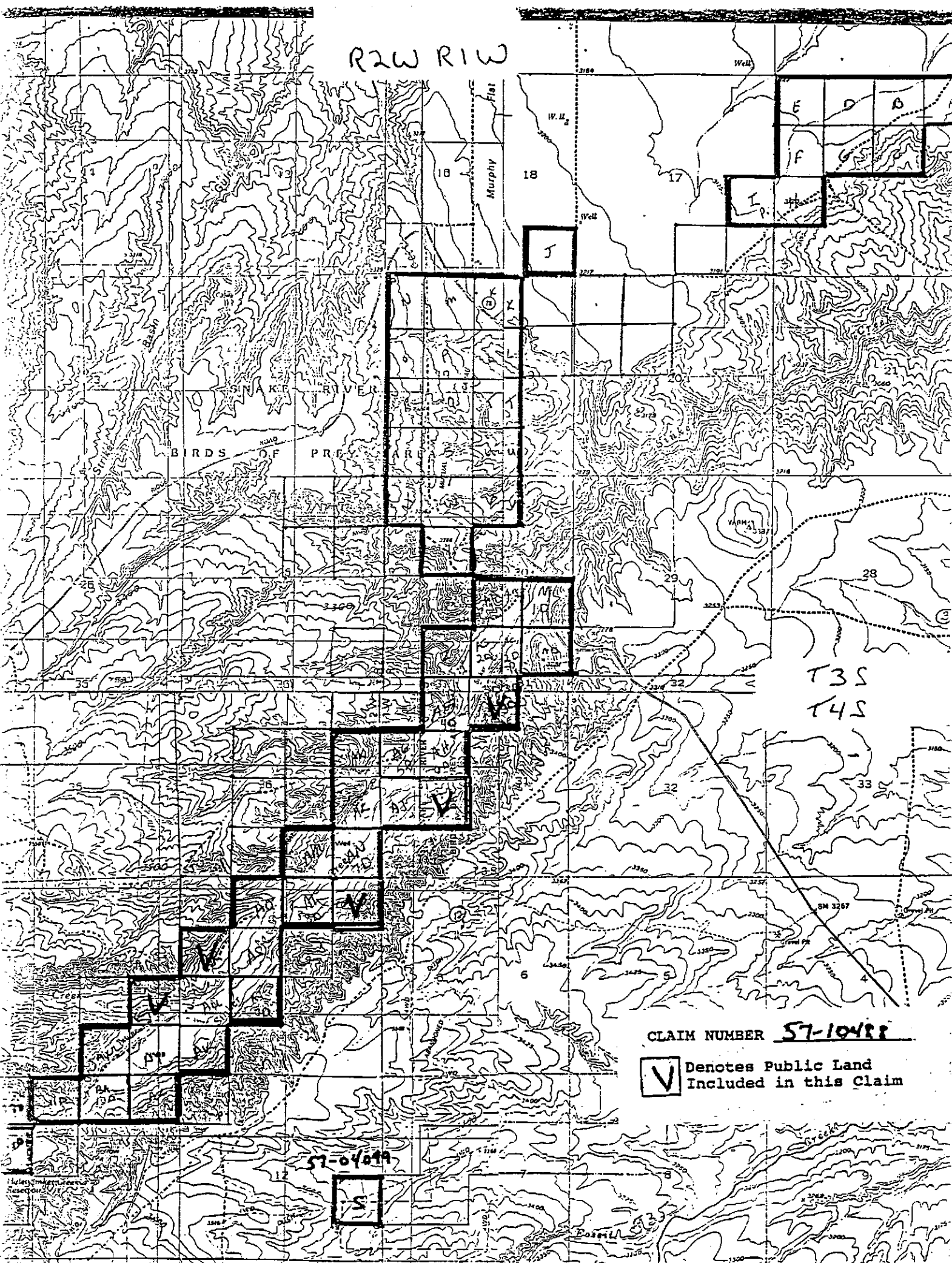
NON-IRRIGATION USES

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	0.0

R2W R1W



CLAIM NUMBER 57-10488

☒ Denotes Public Land
Included in this Claim

57-04019

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 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

PLACE OF USE

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

BLM NUMBER: 5701582067

PAGE:

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

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 USE 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

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
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							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
04S	02W	34	NW	SW	00	OWYHEE	YES	0.0

BLM NUMBER: 5701582068

PAGE: 1

04S	02W	02	NE	SE	00	OWYHEE	YES	0.0
04S	02W	02	NW	SE	00	OWYHEE	YES	0.0
04S	02W	01	SW	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

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	

NON-IRRIGATION USES

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 0.0

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
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

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

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
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: 2

03S	01W	31	NE	NW	00	OWYHEE	0.0
03S	01W	31	NW	NE	00	OWYHEE	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



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.

MICROFILMED

SEP 16 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.

MICROFILMED

00. 03 1982

Page 3
9/14/92

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

MICROFILMED

OCT 6 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

MICROFILMED

OCT 06 1992

(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.

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) 834-2377	03/15/1963	IRRIGATION	03-15 11-15	5.20 CFS	
TOTAL DIVERSION:					5.20 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T04S R02W S02 SESE 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	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					10		10	24	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, 2293

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-02293 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3735.0 AF.
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. 57-02293 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 MMC, THE FOLLOWING CONDITIONS APPLY:
1. USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE AND WITH RIGHT

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=====

Remarks: NO. 57-02293 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. 57-02293 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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ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO.

A57-10488

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*		G. Gibsan	Affidavit	Y			
PT. OF DIV.		8-22-024-90	5				DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE			5				
PL. OF USE			4, 2, 5	Y			FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF			5				
CONSUMPTIVE USE			Dept. STD.				
NATURE OF USE			5				
PERIOD OF USE			Dept std.	Y			
BASIS OF CLAIM			BCU				
REMARKS							

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES ☒ NO ☐.

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

VERIFICATION CODES

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

COMMENTS:

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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 11-14-91 LRW (initial & date)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:47:26
06/13/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-10488

LAST: JOYCE LIVESTOCK CO.
ADDRESS: C/O PAUL NETTLETON
CITY: MURPHY
PHONE NUMBER: 208-834-2377

FIRST:
STATE: ID ZIP: 83650

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: SEE MAP ATTACHED TO A57-00180A FOR P/U.

FIELD EXAMINATION INFORMATION

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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A. AJ CLAIM: # A57-10488 PRIORITY DATE: 06-30-1943 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

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

REMARKS:

B. U. claim - Need proof - Affidavit submitted showing proof
of usage. *
* See in correspondence stack.

RECOMMENDED PRIORITY DATE:

~~6-30-1963~~ 3-15-1963

REVIEWED BY

Linda Warner

DATE

11-12-91

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-10488	04S	02W	2		SE	SE		OWYHEE

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
Y

FIELD
EXAMINER
Y
N

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
4S	2W	2		SE	SE		Y3

SOURCE: Groundwater

REVIEWED BY: Shirley Warner

TRIB:

DATE: 11-12-91

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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

Y map check

PRESUMPTION FLAG:

REMARKS:

P.O.U. recommendation based on field exam, ASCS & 1974 O.P. 2 used

RECOMMENDATIONS:

TOTAL ACRES: 830

REVIEWED BY: Linda Warner

DATE: 11-12-91

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JOYCE LIVESTOCK COMPANY
LANDLIST

		LOT	
T3S, R1W, SECTION 16:	NENE	35	
	NWNE	38	
	SWNE	1	
	NENW	40	
	NWNW	40	
	SWNW	40	
	SENE	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	
	SENE	30	
	NESW	18	
	NWSW	3 12	
	SESW	3	
	NWSE	1	
	SWSE	1	
SECTION 30:	NWNE	5	
	NENW	11	
	SWNW	2 1	
	SENE	10	
	SESW	3	
	NESE	10	
	NWSE	10	
	SWSE	24	
	SESE	7	
SECTION 31:	NWNE	5	
	NENW	10	
	SWNW	2 15	
	SENE	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	
	SENE	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
A57-10488 IRRIGATION	FROM 02-01 TO 11-30	5.200 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.200 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
TOTAL DIVERSION RATE/VOLUME CLAIMED		

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X)³ N() Explain in remarks, below.

REMARKS:

Note period of time

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 5.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 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
Y

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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Theoretical, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) 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
A57-10488	GROUNDWATER	JOYCE LIVESTOCK CO.	5.200	0.005		
A57-00180A	SINKER CREEK	JOYCE LIVESTOCK CO.	1.000	0.001		
A57-00173	SINKER CREEK	JOYCE LIVESTOCK CO.	0.600			
A57-00174	SINKER CREEK	JOYCE LIVESTOCK CO.	0.700			
A57-00176	SINKER CREEK	JOYCE LIVESTOCK CO.	2.370	0.002		
A57-10428	SINKER CREEK	JOYCE LIVESTOCK CO.	13.200	0.013		
A57-00001A	SINKER CREEK	JOYCE LIVESTOCK CO.	3.000	0.003		

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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Adjudication claim

Permit No. A57-10488

IRRIGATION RIGHT FROM A GROUND WATER SOURCE

A theoretical calculation is necessary to determine if a measurement is required for irrigation from a groundwater source.

=====

1. Using the found acres (or an estimate by the permit holder) calculate the acre-foot per annum limit. This is the volume that the system must be able to theoretically produce to exclude a rate of flow measurement.
2. Next, given the pump hp and the estimated dynamic water level, calculate the theoretical rate of flow that the system can produce.
3. Using the rate found in step 2 and the days in the permitted irrigation season, calculate the theoretical AFA that the system could produce. This volume is then compared to the first AFA calculation. If the theoretical volume (step 3) is greater than the irrigation requirement volume (step 1) then no measurement is necessary. If it is less, then you must make a diversion rate measurement during the field examination.

1.
$$\frac{\text{Found Acres}}{\text{Found Acres}} * \frac{\text{Irr. Req.}}{\text{Irr. Req.}} = \frac{\text{AFA}}{\text{AFA}}$$
2.
$$\frac{(75) \text{ HP} * 8.8 * (.70) \text{ EFF}}{(80) \text{ Dyn Level} + (2.3 * \{0\} \text{ PSI})} = \frac{5.61 \text{ CFS}}{\text{Theor. Div. Rate}}$$
3.
$$\frac{5.61}{\text{Theoretical Div. Rate}} * \frac{\text{Days in season}}{\text{Days in season}} * 1.9835 = \frac{\text{AFA}}{\text{AFA}}$$

Note: for electrical motors
EFF = 0.70
for diesel motors
EFF = 0.60

Data Requires Verification ☐
Measurement Required -- ☐
Measurement Not Required ☒

Calculation data sources:

Found acres = _____
HP = _____
Dyn Level = _____
PSI = _____

GE

75 HP 3 PHASE 60 cycles

1775 Rpm

SN# JKJ 911485

Peerless pump 8x8x16 1/2
with 8" valve

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 975 x 0.02 CFS/ACRE = 19.5 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 975 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =
TOTAL CONSUMPTIVE USE 3412.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 975 x DIVERSION VOL. AF/A FOR AREA 4.25 =
TOTAL DIVERSION VOLUME 4143.7 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

C.U. restrictions on overlaps, May be 2.5 / 3.5 AF/A

1b. CALCULATIONS

Flow = 5.2 cfs
Combined Rights
830 Ac. as permissible pl. of use

C.U. = 2905 AF/A

Div. Vol. (Combined w/ 57-2293)

V(I.R.) =

830 Ac x 5 AF/A = 4150 AF/A

V(d.r.) =

8.03 cfs x 1.9835 AF/d x 246 d =
3918.2 AF/A

V(d.r.) - 57-10488

5.2 cfs x 1.9835 x 246 = 2537.3 AF/A

2537.3 + 708 = 3245.3 AF/A

V(d.r.) - 57-2293:

2.83 cfs x 1.9835 x 246 = 1381.0

V(I.R.) =

141.5 Ac x 5.0 = 707.5 (708)

EO2: Flow = 21.1 cfs
C.U. = 2905 AF/A
Acres = 830

EO1: 57-10488 + 57-02293, Div. vol. = 3245.3 3735.0 AF/A

1.792 CRW New headgate requirement

830 total Acres
x 4.5 AF/A
3735 AF/A

App. Conditions
CO5-Chg. in P.O.U.

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57-10488

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

☒ Change Diversion Volume

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

☒ Change Remarks

Code

Recommended Change

EOI

Div. Vol. amt. only

☒ Corrections Made 1-7-92
(date)

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

Reviewing Agent SPW
(signature)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Irrigation</u>	<u>3-15 11-15</u>	<u>5.2</u>	<u> </u>	<u>2905</u>
TOTAL FOR THIS RIGHT		<u>5.2</u>	<u> </u>	<u>2905</u>

REVIEWED BY:

Linda Warner

DATE:

11-12-91

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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

WIA

ROOT WATER RIGHT NUMBER: 57-10488

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-10488	5.200	-		-	
TOTAL CFS		5.200				

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
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: *Linda Warner*

DATE: *11-12-91*

NAME OF FIELD EXAMINER: *Gene Gibson*

TITLE: *Sr. WR Agent*

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AFFIDAVIT FOR CLAIM NO. A57-10488

TO WHOM IT MAY CONCERN:

THIS IS SUBMITTED WITH INTENT TO PROVE A PRIORITY DATE FOR GROUND WATER FROM THE CROCHERON WELL. I BELIEVE THIS WAS LISTED IN ERROR AS 1943 INSTEAD OF 1963.

THIS WELL WAS DRILLED IN THE WINTER AND EARLY SPRING OF 1963 AND WAS FIRST USED DURING THE 1963 SEASON. THIS IS BY MY OWN RECOLLECTION AS A TEENAGE BOY WHO LIKED TO PESTER THE WELL DRILLER.

Joyce Livestock Co. by:
AS/ *Paul Nettleton*

PAUL NETTLETON
GENERAL PARTNER OF
JOYCE LIVESTOCK CO.

STATE OF IDAHO, COUNTY OF OWYHEE, ss.

On this 28 day of AUGUST, in the year of 1991, before me, the undersigned, a Notary Public personally appeared

PAUL NETTLETON

known or identified to me, to be one of the partners in the in the partnership of JOYCE LIVESTOCK COMPANY and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the date and year in this certificate first above written.

Dolores J. Hui
Notary Public
Residing at Murphy, ID
Comm. Expires 6/9/93

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OCT 06 1992

Paul Nettleton
Joyce Livestock Co.
Murphy, ID 83650

MAILING DATE: May 30, 1991
RESPONSE DATE: June 6, 1991

RE: NOTICE OF CLAIM NO[S]: A57-04099, A57-10485, A57-10486,
A57-10487 and A57-10488

Dear Mr. Nettleton:

We are currently in the process of preparing the above referenced Notice(s) of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claims listed above. All claims with an A57 prefix number are being reviewed at this time. If you have other claims with this prefix, that are not shown here, we may be contacting you again if questions should arise during their review. Also, if you filed other claims with yet a different prefix for the claim number, such as A02, A51 or A55, please be advised that these claims will be reviewed at a later date. The above claims require the information or changes listed: Proof of Priority

These claims were filed based on beneficial use of water dating back to the late 1800's. On October 12, 1990, the Department sent you a letter requesting that you submit evidence supporting the priority date you have listed on the claims. This evidence was to have been submitted by December 1, 1990. However, this evidence has not been received in our office.

Before the Department can make a recommendation to the Court for decree of this claim, some evidence of the priority date claimed must be submitted. Again we are enclosing a brochure outlining types of evidence you may submit. **If we do not receive the requested information, these claims will be recommended for disallowal due to lack of evidence supporting any priority date.**

Thank you for your cooperation. If you have any questions be sure and contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure

MICROFILMED

OCT 06 1992

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-10488 Pg 1 of 3 Date: 2-27-02

	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	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					24
GIS															23					23
Claim			19		1	11		38	-1	-2	30	18	-3		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 1

Total Claimed Acres: _____

Overlapping FOU Claim #'s:

57-02293

Sub
Total GIS Acres: 483.2

COMMENTS:

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-10488

Pg 2 of 3

Date: 2-27-03

	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	10				3	10	10	24	7	81
GIS					5.1			13		.2	12				3.2	12	9.1	24	0	79.4
Claim			31					10		-2	27		-3		25					77
GIS								10		15	27		25							82
Claim	3S	2W	36				1									20		6	30	57
GIS							.2									18		7.2	30	54.4
Claim	4S	2W	1		-2			-3			15	8	22	15						75
GIS					12			3			15	8	22	15						76.4

Number of POD's _____

Total Claimed Acres: _____

Sub

Total GIS Acres: _____

Overlapping POU Claim #'s:

COMMENTS:

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-10488 Pg 3 of 3 Date: 2-27-03

	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																		9.1	28	29.4
Claim			11	1	4															5
GIS				1.2	5.6															6.8
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: 810

Overlapping FOU Claim #'s: _____

Total GIS Acres: 793.2

COMMENTS:

Claimant owns all of these parcels. Per image interpretation. The claim maps were not precise.

POD per claim map.

Idaho Department of Water Resources

Claim Number: 57-10488

Page 1 of 4

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

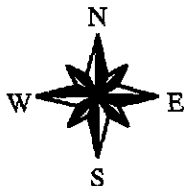
T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:

1987 Napp Photo

- Point of Diversion
- 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: 57-10488

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



Place of Use



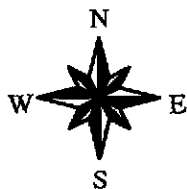
Section Lines



Quarter Quarter Lines



Township/Range Lines



Idaho Department of Water Resources

Claim Number: 57-10488

Page 3 of 4

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

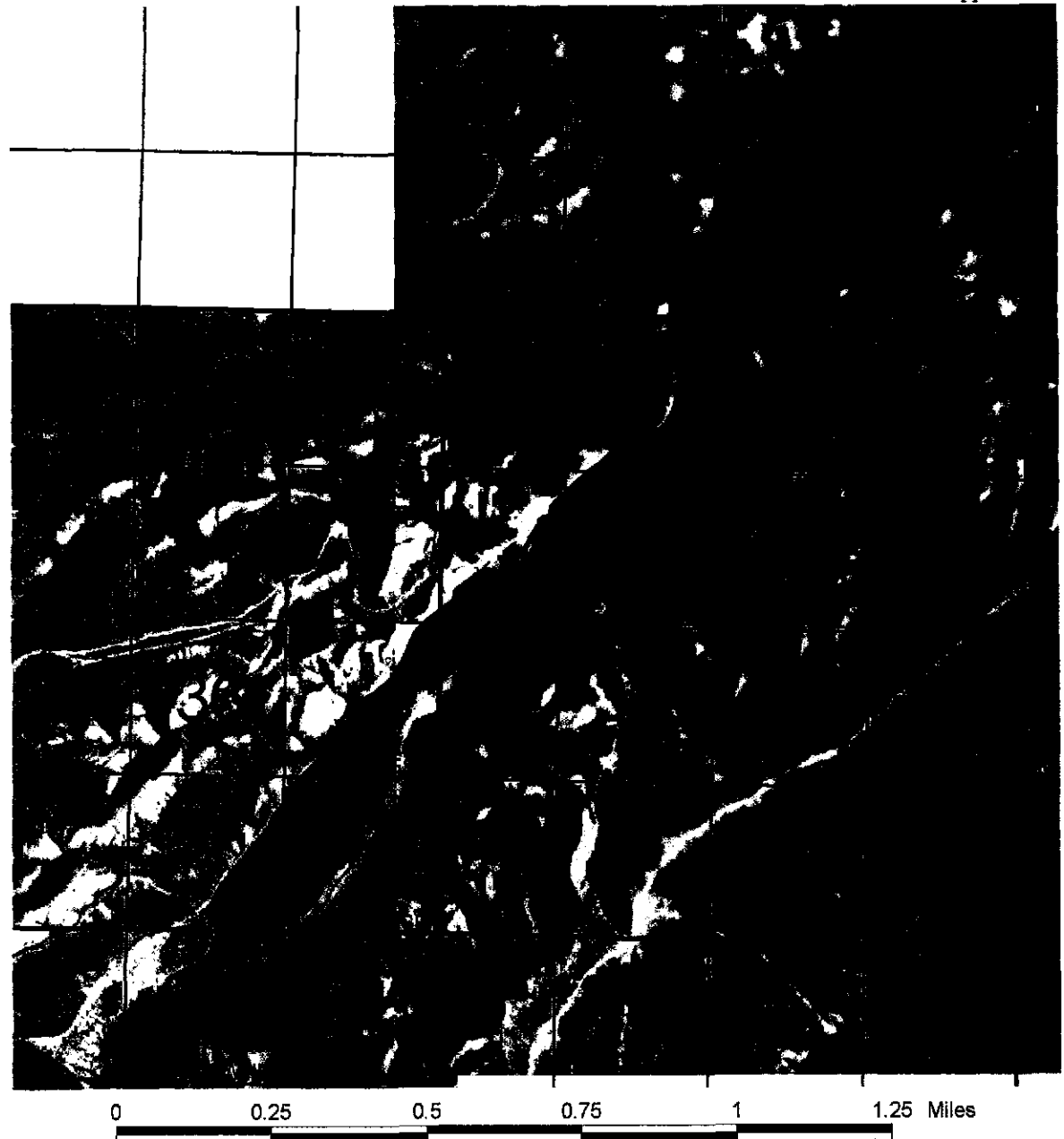
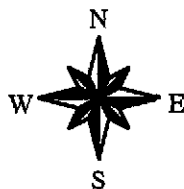
T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:

1987 Napp Photo

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



Idaho Department of Water Resources

Claim Number: 57-10488

Page 4 of 4

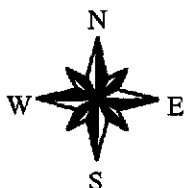
Legal: T03S, R01W, S16, 17,
18, 19, 30, 31

T03S, R02W, S36

T04S, R02W, S01, 02, 11

Reviewed By:

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



04/03

1987 Napp Photo



0 0.25 0.5 0.75 1 Miles

1998 FEB 25 AM 8:41

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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-10488
_____	)	

On August 22, 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 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 57-10488 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 25, 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

FILED 25 AM 8:41

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

Water Right 57-10488

FILED

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

SOURCE: GROUNDWATER

QUANTITY: 5.2 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 57-02293 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION.

USE OF THIS RIGHT WITH RIGHT NO. 57-02293 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3645.0 AF.

PRIORITY DATE: 03/15/1963

POINT OF DIVERSION: T04S R02W S02 SESE Within Owyhee County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 5.2 CFS

PLACE OF USE: IRRIGATION Within Owyhee County

T03S R01W S16	NENE 35	NWNE 38	SWNE 1	NENW 40
	NWNW 40	SWNW 40	SENE 28	NWSW 25
S17	NESE 40			
S18	SESE 24			
S19	NWNE 1	SWNE 11	NENW 38	Lot 1 (NWNW)28
Lot 2 (SWNW)25	SESE 3	SENE 30	NESW 18	Lot 3 (NWSW)12
	SESE 3	NWSE 1	SWSE 1	
S30	NWNE 5	NENW 11	Lot 2 (SWNW) 1	SENE 10
	SESE 3	NESE 10	NWSE 10	SWSE 24
	SESE 7			
S31	NENW 10	Lot 2 (SWNW)15	SENE 27	Lot 3 (NWSW)25
R02W S36	SENE 1	NESE 20	SWSE 6	SESE 30
T04S R02W S01	Lot 2 (NWNE)12	Lot 3 (NENW) 3	SENE 15	NESW 8
	NWSW 22	SWSW 15		
S02	SWSE 8	SESE 28		
S11	NENE 1	NWNE 4		
810 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.

CONSUMPTIVE USE:

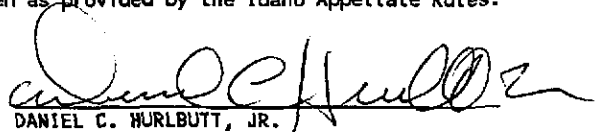
WHEN ANY PORTION OF THIS RIGHT OR THE RIGHTS LISTED ABOVE IS
DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE
SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS
THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN USE OF
THIS RIGHT WITH ANY OF THE RIGHTS LISTED ABOVE IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2835 AF.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10488

PAGE 1
DEC-30-1997

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 FEB 25 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): 57-10488

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 57-10488 was mailed
on February 25, 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

JOYCE LIVESTOCK
Represented by:
RICHARD L. HARRIS
PO BOX 1438
CALDWELL, ID 83605
Phone: 208-459-1541

CERTIFICATE OF MAILING

PAGE 1
02/25/98

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

PAUL NETTLETON
JOYCE LIVESTOCK
MURPHY, ID 83650

DIANA DELANEY
Chief Deputy Clerk

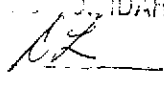
RECEIVED

AUG 27 1997

Department of Water Resources
Adjudication Bureau

1997 AUG 22 AM 10:07

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 57-10488
	)	
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 57-10488 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* was issued May 15, 1997. No motion to alter or amend was filed and the time for such motion has now expired.

IT IS THEREFORE RECOMMENDED that subcase 57-10488 be decreed as recommended in the attached *Special Master's Recommendation for Partial Decree*.

DATED August 22, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
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

1997 AUG 22 AM 10:07

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

SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 57-10488
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED *HL*

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

SOURCE: GROUNDWATER

QUANTITY: 5.2 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 57-02293 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION.
USE OF THIS RIGHT WITH RIGHT NO. 57-02293 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3645.0 AF.

PRIORITY DATE: 03/15/1963

POINT OF DIVERSION: T04S R02W S02 SESE Within Owyhee County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 5.2 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	NESW 18.0	Lot 3 (NWSW) 12.0		
		SESW 3.0	NWSE 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	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.

DATED: 8/22/97

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-10488

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

PAGE 1
MAR-31-1997

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO

In Re SRBA
Case No. 39576

Water Right(s): 57-10488

Debbie Lash
DEBBIE LASH
Deputy Clerk

1997 AUG 22 AM 10:07

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO

FILED *PL*

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): 57-10488

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 August 22, 1997, 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

JOYCE LIVESTOCK
Represented by:
RICHARD L. HARRIS
PO BOX 1438
CALDWELL, ID 83605
Phone: 208-459-1541

CERTIFICATE OF MAILING

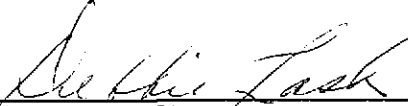
PAGE 1
08/22/97

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

PAUL NETTLETON
JOYCE LIVESTOCK
MURPHY, ID 83650



DEBBIE LASH
Deputy Clerk

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	)	STANDARD FORM 5
Case No. 39576	)	
	)	SUBCASE NO: 57-10488
	)	
	)	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:

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

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

2. The source of water is: Groundwater

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:

5.2 CFS

Required Statement: Use of this right with right no. 57-02293 is limited to a total combined annual diversion volume of ~~3735.0~~ AF.

⁵⁷⁻¹⁰⁹²² ^{3645.0}
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 NE 1/4 of S25, T03S, R02W), then use of this right with the rights listed above and with right no. 57-02293 is limited to a total combined diversion rate of 28.6 CFS from all points of diversion.

4. The priority date is: 03/15/63

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:

T04S R02W S02 SESE

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:

03/15 - 11/15

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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

Irrigation

T03S	R01W	S16	NENE 35.0	NWNE 38.0	SWNE 1.0	NENW 40.0
			NWNW 40.0	SWNW 40.0	SENW 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	SENW 30.0	NESW 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	SENW 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	SENW 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		
		SENW 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

All POU's are located in Owyhee County.

Required Statement:

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 NE 1/4 of S25, T03S, R02W), then use of this right with the rights listed above and with right no. 57-02293 is limited to the irrigation of a combined total of 810 acres in a single season.

57-10922

9. The annual volume of consumptive use is: 2835

Required Statement:

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 NE 1/4 of S25, T03S, R02W), then use of this right with the rights listed above and with right no. 57-02293 is limited to a total combined annual consumptive use volume of 2835 AF.

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MAR 21 1996
Department of Water Resources
Adjudication Bureau

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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.

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WATER RESOURCES
WESTERN REGION


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

Subcase Numbers:

57 00001A
57 00002
57 00173
57 00174
57 00176
57 00180A
57 02293
57 04008
57 04028
57 10428
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57 10587
57 10588
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