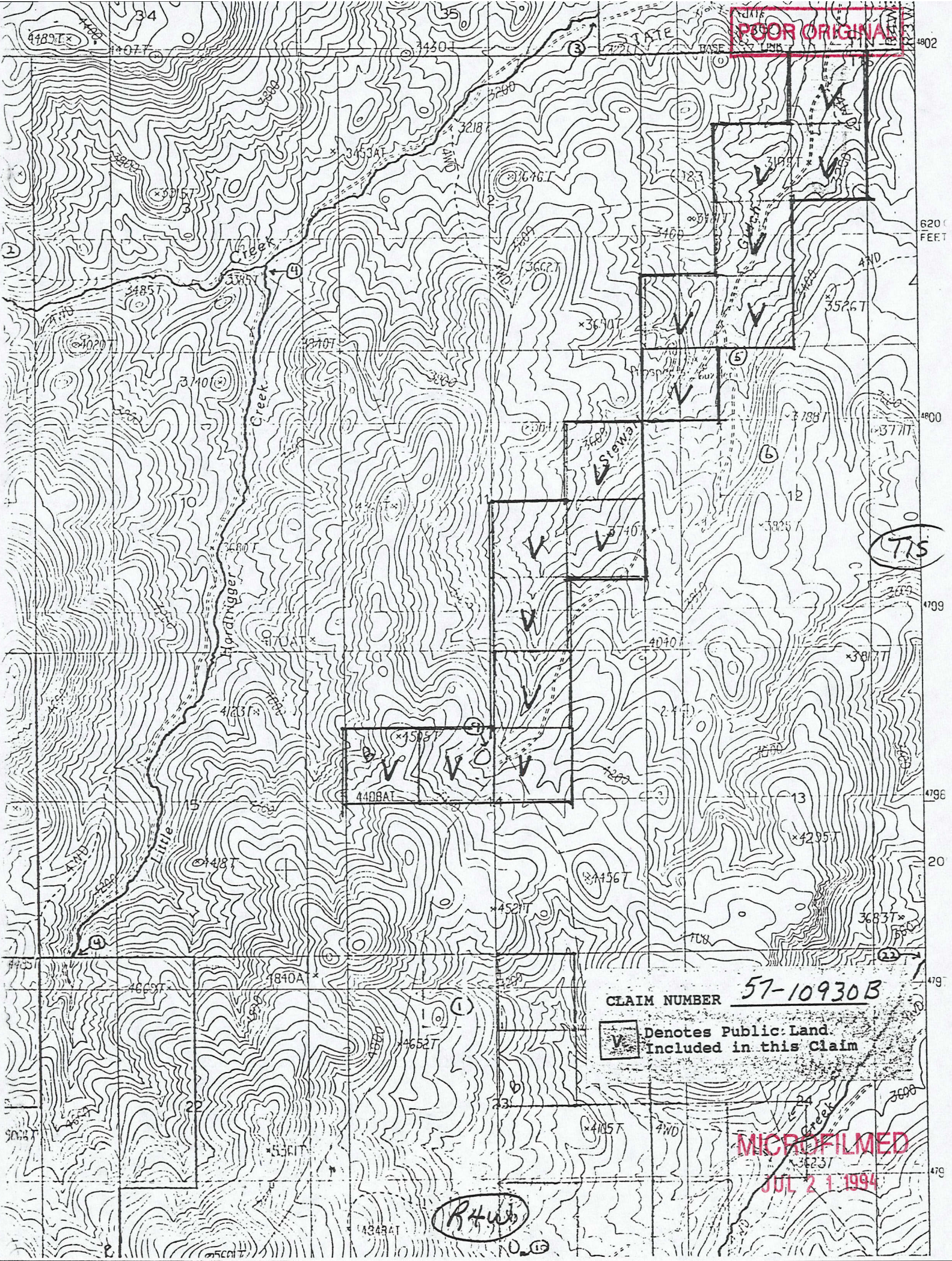


 Denotes Public Land.
Included in this Claim



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: A57-10930
Date Received: 3/24/1992
Receipt No: W014373
Received By: EW 3/25/92

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name:	HARRY RICHARD BASS	208-495-2891
Address:	HC 88 BOX 1050	
	MURPHY ID	83650
AND/OR		
Name:	BRUCE REUCK	208-495-2805
Address:	HC 88 BOX 1080	
	MURPHY ID	83650
AND/OR		
Name:	JUNAYO RANCH LIMITED PARTNERSHIP	208-343-8880
Address:	1087 RIVER ST SUITE 230	
	BOISE ID	83702
AND/OR		
Name:	OWEN ORNDORFF	208-343-0507
Address:	600 E BRAEMERE	
	BOISE ID	83702

2. Date of Priority: SEP 1, 1863

3. Source:	STEWART GULCH	Trib. to:	HARDTRIGGER CREEK
	WILSON CREEK		REYNOLDS CREEK
	REYNOLDS CREEK		SNAKE RIVER
	UNNAMED STREAMS		WILSON CREEK
	SALMON CREEK		REYNOLDS CREEK
	FARROT CREEK		REYNOLDS CREEK
	MURPHY CREEK		REYNOLDS CREEK
	COTTLE CREEK		REYNOLDS CREEK
	UNNAMED STREAMS		COTTLE CREEK
	COTTONWOOD CREEK		SUCCOR CREEK
	MACKS CREEK, NORTH FORK		MACKS CREEK
	MACKS CREEK, SOUTH FORK		MACKS CREEK
	MACKS CREEK		REYNOLDS CREEK
	ALKALI CREEK		REYNOLDS CREEK
	BABBINGTON CREEK		REYNOLDS CREEK
	UNNAMED STREAMS		BABBINGTON CREEK
	HAMILTON GULCH		REYNOLDS CREEK

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See original in File A57-10930A

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
----------	-------	---------	-------------------	-----	--------

Beginning Point of Instream Flow

01S	04W	14	SW	NW	OWYHEE
01S	04W	23	SW	NE	OWYHEE
01S	04W	23	SW	SE	OWYHEE
01S	04W	26	NW	SW	OWYHEE
01S	04W	35	NW	NE	OWYHEE
01S	04W	36	NW	NW	OWYHEE
02S	03W	6	NE	SE	OWYHEE
02S	04W	3	SW	NW	OWYHEE
02S	04W	5	SW	SE	OWYHEE
02S	04W	8	SW	NW	OWYHEE
02S	04W	11	SW	SE	OWYHEE
02S	04W	17	NW	SW	OWYHEE
02S	04W	18	SE	NW	OWYHEE
02S	04W	18	SW	SW	OWYHEE
02S	04W	20	NW	NW	OWYHEE
02S	04W	21	NW	NW	OWYHEE
02S	04W	21	NE	SW	OWYHEE
02S	04W	28	SW	NW	OWYHEE
02S	04W	33	SW	NE	OWYHEE
02S	04W	33	SW	SE	OWYHEE
03S	04W	2	NE	NW	OWYHEE
03S	04W	5	NW	SE	OWYHEE
03S	04W	9	SW	SE	OWYHEE
03S	04W	11	NW	NE	OWYHEE

Ending Point of Instream Flow

01N	04W	36	SE	SE	OWYHEE
01S	03W	4	NW	SW	OWYHEE
01S	03W	22	NE	NW	OWYHEE
01S	04W	24	NE	SW	OWYHEE
01S	04W	26	NE	SE	OWYHEE
01S	04W	26	SE	SE	OWYHEE
02S	04W	3	NE	SE	OWYHEE
02S	04W	11	NW	SW	OWYHEE
02S	04W	11	SE	SW	OWYHEE
02S	04W	12	SE	NE	OWYHEE
02S	04W	14	NE	SW	OWYHEE
02S	04W	16	SE	SE	OWYHEE
02S	04W	18	NW	NE	OWYHEE
02S	04W	18	NW	SW	OWYHEE
02S	04W	23	SW	NE	OWYHEE
02S	04W	26	SE	NE	OWYHEE
02S	04W	28	SW	NW	OWYHEE
03S	04W	1	SW	SW	OWYHEE
03S	04W	2	NE	NW	OWYHEE
03S	04W	3	SW	NE	OWYHEE

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5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 1000 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	04W	36	SE		SE ✓		STOCK	
01S	03W	4	NW		SW		STOCK	
		5	SW		NE		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
		7	NE		NE		STOCK	
			SE		NE		STOCK	
			NE		SE		STOCK	
			SE		SE		STOCK	
		8	NW		NW		STOCK	
		18	NE		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NW		SE		STOCK	
		21	NE		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		22	NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			NW		SW		STOCK	
		28	NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			SE		SW		STOCK	

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres		
01S	03W	32	SE		NE		STOCK			
			SE		SW		STOCK			
			NE		SE		STOCK			
			NW		SE		STOCK			
			SW		SE		STOCK			
		33	NE		NW		STOCK			
			NW		NW		STOCK			
			SW		NW		STOCK			
			04W	1	NW		NE		STOCK	
					SW		NE		STOCK	
		SE			NW		STOCK			
		NE			SW		STOCK			
		SW			SW		STOCK			
		SE			SW		STOCK			
		11		SE		NE		STOCK		
				NE		SE		STOCK		
				NW		SE		STOCK		
				SW		SE		STOCK		
				SE		SE		STOCK		
		13	SE		SE		STOCK			
			14	NW		NE		STOCK		
		SW			NE		STOCK			
		SW			NW		STOCK			
		SE			NW		STOCK			
		NE			NE		STOCK			
		23	NW		NE		STOCK			
			SW		NE		STOCK			
			SE		NE		STOCK			
			SW		SE		STOCK			
			SE		SE		STOCK			
		24	NE		NE		STOCK			
			SW		NE		STOCK			
			SE		NE		STOCK			
			NE		SW		STOCK			
			NW		SW		STOCK			
		25	SW		SW		STOCK			
			SE		SW		STOCK			
			NW		SE		STOCK			
			NW		NW		STOCK			
			SW		NW		STOCK			
		26	SW		SW		STOCK			
			SE		NE		STOCK			
			NE		SW		STOCK			
			NW		SW		STOCK			
			NE		SE		STOCK			
		35	SW		SE		STOCK			
			SE		SE		STOCK			
			NW		NE		STOCK			
			36	NW		NW		STOCK		
				NE		NW		STOCK		
		02S	03W	5						

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	03W	5	SW		NW		STOCK	
			SE		NW		STOCK	
		6	SE		NE		STOCK	
			NE		SE		STOCK	
	04W	3	SW		NE		STOCK	
			SE		NE		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
		4	SW		SW		STOCK	
			SE		SW		STOCK	
		5	SW		SE		STOCK	
			SE		SE		STOCK	
		8	SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SE		SE		STOCK	
		9	NE		NE		STOCK	
			NW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
		10	SW		NE		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		11	NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			SW		SE		STOCK	
		12	SE		NE		STOCK	
			NE		SE		STOCK	
			SE		SE		STOCK	
		13	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
		14	NE		NE		STOCK	
			NW		NE		STOCK	

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	04W	14	SE		NE		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
		15	SE		SW		STOCK	
			NW		NW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			SW		SE		STOCK	
		16	SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			NE		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		17	NE		SW		STOCK	
			NW		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
		18	NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
		20	NW		NW		STOCK	
			SW		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SE		SW		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		21	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			NW		NW		STOCK	
			NE		SW		STOCK	
			NW		SE		STOCK	
		22	SE		SE		STOCK	
		23	SW		NE		STOCK	
			NE		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	04W	23	NW		SE		STOCK	
		26	SW		NE		STOCK	
			SE		NE		STOCK	
			NE		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
		27	NE		NE		STOCK	
			NW		NE		STOCK	
			NE		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			SE		SE		STOCK	
			SW		NE		STOCK	
		28	SE		NE		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NW		SW		STOCK	
			NE		NE		STOCK	
			SE		NE		STOCK	
			SW		SE		STOCK	
		29	SE		SE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		SE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
		32	NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		SE		STOCK	
			SE		SE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
		33	SW		NE		STOCK	
			SE		NE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
		34	NW		NE		STOCK	
			SW		NE		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
NW			NW		STOCK			
SW			NW		STOCK			
35	NW		NW		STOCK			
	SW		SW		STOCK			
	SW		NE		STOCK			
	NE		NW		STOCK			
	SW		NW		STOCK			
	SE		NW		STOCK			
	NW		SW		STOCK			
1	SW		NE		STOCK			
	NE		NE		STOCK			
	SE		NE		STOCK			
2	SW		NE		STOCK			
	NE		NE		STOCK			
	SE		NE		STOCK			
3	SW		NE		STOCK			
	NE		NE		STOCK			
	SE		NE		STOCK			

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	04W	3	NE	NW		STOCK	
			NW	NW		STOCK	
			SE	NW		STOCK	
			NE	SW		STOCK	
			NW	SW		STOCK	
			NE	SE		STOCK	
		4	NE	NE		STOCK	
			NW	NE		STOCK	
			SE	SE		STOCK	
		5	NE	NE		STOCK	
			SE	NE		STOCK	
			NE	SE		STOCK	
			NW	SE		STOCK	
		9	NE	NE		STOCK	
			SE	NE		STOCK	
			NE	SE		STOCK	
			NW	SE		STOCK	
			SW	SE		STOCK	
		11	NE	NE		STOCK	
			NW	NE		STOCK	
		12	NW	NW		STOCK	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

14. Remarks:

BLM GRAZING ALLOTMENT
 SOURCES FOR THIS RIGHT ARE STEWART GULCH TRIB. TO HARDTRIGGER CREEK, WILSON CREEK TRIB. TO REYNOLDS CREEK, REYNOLDS CREEK TRIB. TO SNAKE RIVER, UNNAMED STREAMS (4) TRIB. TO WILSON CREEK, SALMON CREEK TRIB. TO REYNOLDS CREEK, FARROT CREEK TRIB. TO REYNOLDS CREEK, MURPHY CREEK TRIB. TO REYNOLDS CREEK, COTTLE CREEK TRIB. TO REYNOLDS CREEK, UNNAMED STREAMS (2) TRIB. TO COTTLE CREEK, COTTONWOOD CREEK TRIB. TO SUCCOR CREEK, MACKS CREEK, NORTH FORK, TRIB. TO MACKS CREEK, MACKS CREEK, SOUTH FORK, TRIB. TO MACKS CREEK, MACKS CREEK TRIB. TO REYNOLDS CREEK, ALKALI CREEK TRIB. TO REYNOLDS CREEK, BABBINGTON CREEK TRIB. TO REYNOLDS CREEK, UNNAMED STREAMS (2) TRIB. TO BABBINGTON CREEK, AND HAMILTON GULCH TRIB. TO REYNOLDS CREEK.
 THERE ARE TWO POINTS OF ENDING WITHIN NESW, S24, T01S, R04W; SESE, S16 AND SWNW, S28, T02S, R04W; AND WITHIN NENW, S02, T03S, R04W.

15. Basis of Claim: BENEFICIAL USE

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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: 2 maps

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): X Harry Richard Bass Date: March 25 1992

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of March 19 92

Kathleen A. Walker
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 2-14-1993

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OCT 08 1992

RECEIVED

JUL 27 1994

WATER RESOURCES
WESTERN REGION

SIMMS & STEIN, P.A.
102 Aspen Lakes Drive
P.O. Box 280
Hailey, ID 83333
(208) 788-9145

Jan - W.O.
per Godi's instructions, changed
only 57-00243, -7512, -7516, and
-10930A-D, A + blank records. *
as 7-26-94

* - A record for 10930A-D.

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 APPEARANCE
)
)

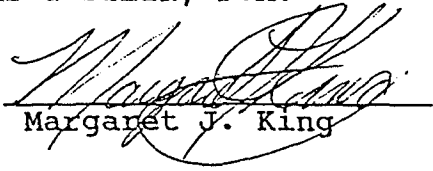
COMES NOW the firm of Simms & Stein, P.A., and hereby
enters an appearance for HARRY RICHARD BASS aka RICHARD BASS,
subcase numbers attached.

All further pleadings, notices, and correspondence of any
kind filed hereafter in this matter should be sent to Simms &
Stein, P.A., P.O. Box 280, Hailey, Idaho 83333.

DATED this 26 day of May, 1994.

SIMMS & STEIN, P.A.

By:


Margaret J. King

HARRY RICHARD BASS aka RICHARD BASS

SUBCASE NUMBERS:

57 00243	57 07354
57 02468	57 07357
57 01045	57 11138
57 01049	57 11162
57 01050	57 11164
57 01051	57 11166
57 01053	57 11173
57 01054	57 11350
57 01057	57 11351
57 01058	57 11667 <i>aka 11007</i>
57 01059	57 07512
57 01060	57 07516
57 01061	57 10930A
57 01062	57 10930B
57 02372	57 10930C
57 02450	57 10930D
57 02469	
57 02484	
57 07089	
57 07154	
57 07165	
57 07166	
57 07168	
57 07344	

CERTIFICATE OF MAILING

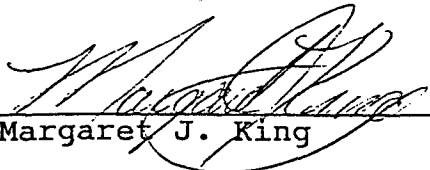
The undersigned certifies that on the 26 day of May, 1994, a true and correct copy of the above and foregoing Notice of Appearance was served on the following persons by depositing true and correct copies thereof in the United States Mail, first class postage prepaid, or personally delivering the same, addressed as follows:

Clerk of the SRBA Court (original)
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Chief, Natural Resources Division (1)
Office of Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

The United States Department of Justice (1)
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, ID 83734

Bruce Malmberg
P.O. Box 175
Marsing, ID 83639


Margaret J. King

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. 57-10930B -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)

MICROFILMED
JUL 21 1994

2. Person who filed objection:

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

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

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

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
2. ☒ Source: I respond to the objection concerning the source of water.
3. ☒ Quantity: I respond to the objection concerning:
4. ☒ Priority Date: I respond to the objection concerning the priority date.
5. ☒ Points of Diversion: I respond to the objection concerning the legal description of the points(s) of diversion.
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.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
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, 5, 7, 8, 9, 10, 11, 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 notice of claim attached to the objection was not filed with IDWR and IDWR has not recommended a water right based on this notice of claim. IDWR admits that the claim listed in the objection is recommended in the director's report. 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:

(Over)

No. of
Pages

The notice of claim is attached to IDWR's response
to Objection No. 57-10930A-0001

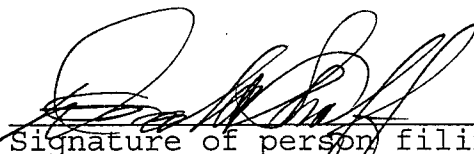
VERIFICATION (Must be Completed)

State of IDAHO

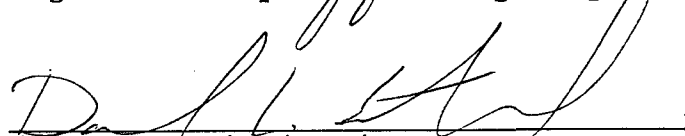
County of ADA

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

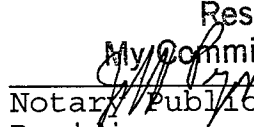
By:


(Attorney signing in
representative capacity)

Subscribed and sworn to before me this ____ day of _____,
1993.

Jeff Peppersack, Notary Public
Residing at Boise, Idaho

My Commission Expires Nov. 8, 1994


Notary Public for Idaho

Residing at: _____

My Commission expires: _____

(Over)

MICROFILMED

JUL 21 1994

CERTIFICATE OF MAILING

I hereby certify that on the 11th 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: OWEN ORNDORFF
Address: 600 E BRAEMERE
BOISE ID 83702

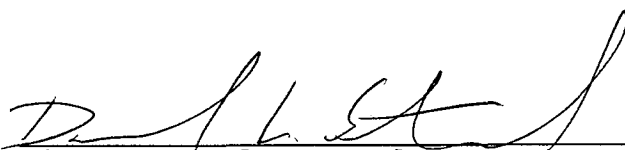
Name: JUNAYO RANCH LTD PARTNERSHIP
Address: 1087 RIVER ST
SUITE 320
BOISE ID 83702

Name: HARRY RICHARD BASS
Address: HC 88 BOX 1050
MURPHY ID 83650

Name: BRUCE REUCK
Address: HC 88 BOX 1080
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
PO 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

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. 57-10930B
(You must insert the
water right number you
are objecting to)

OBJECTION RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

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

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

(Over)

OBJECTION - 1

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JUL 28 1994

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

I. GENERAL INFORMATION

Please fill in the following information:

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

Briefly describe your interest in this water right:

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

2. Owner of the water right:
Junayo Ranch Ltd. Part. Owen Orndorff
Name: claimant 1087 River St., Suite 320 600 E. Braemere
Boise, ID 83702 Boise, ID 83702
Address: Harry Richard Bass Bruce Reuck
HC 88, Box 1050 HC 88, Box 1080
Murphy, ID 83650 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.

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JUL 21 1994

(Over)

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

REASONS SUPPORTING EACH BOX CHECKED

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

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

CHANGES TO THE DIRECTOR'S REPORT

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

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

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

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

1. Map of claim on public land

2. Conflicting USDI claims

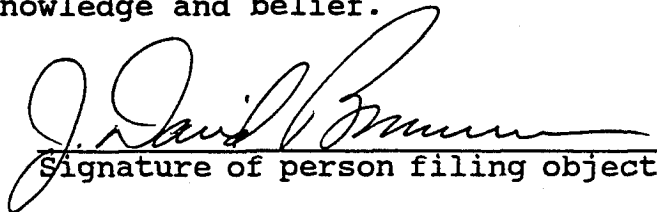
VERIFICATION (Must be Completed)

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:

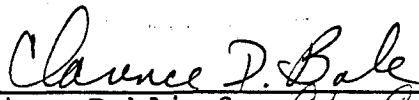
That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

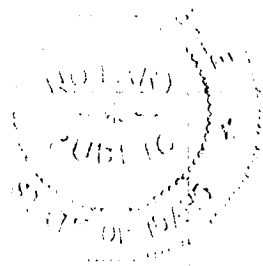

Signature of person filing objection

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



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JUL 21 1994

(Over)

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

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

1. Original to:

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

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

	Junayo Ranch Ltd. Part.	Owen Orndorff
Owner name:	<u>1087 River St., Suite 320</u>	<u>600 E. Braemere</u>
	Boise, ID 83702	Boise, ID 83702
Owner's address:		
	Harry Richard Bass	Bruce Reuck
	<u>HC 88, Box 1050</u>	<u>HC 88, Box 1080</u>
	Murphy, ID 83650	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

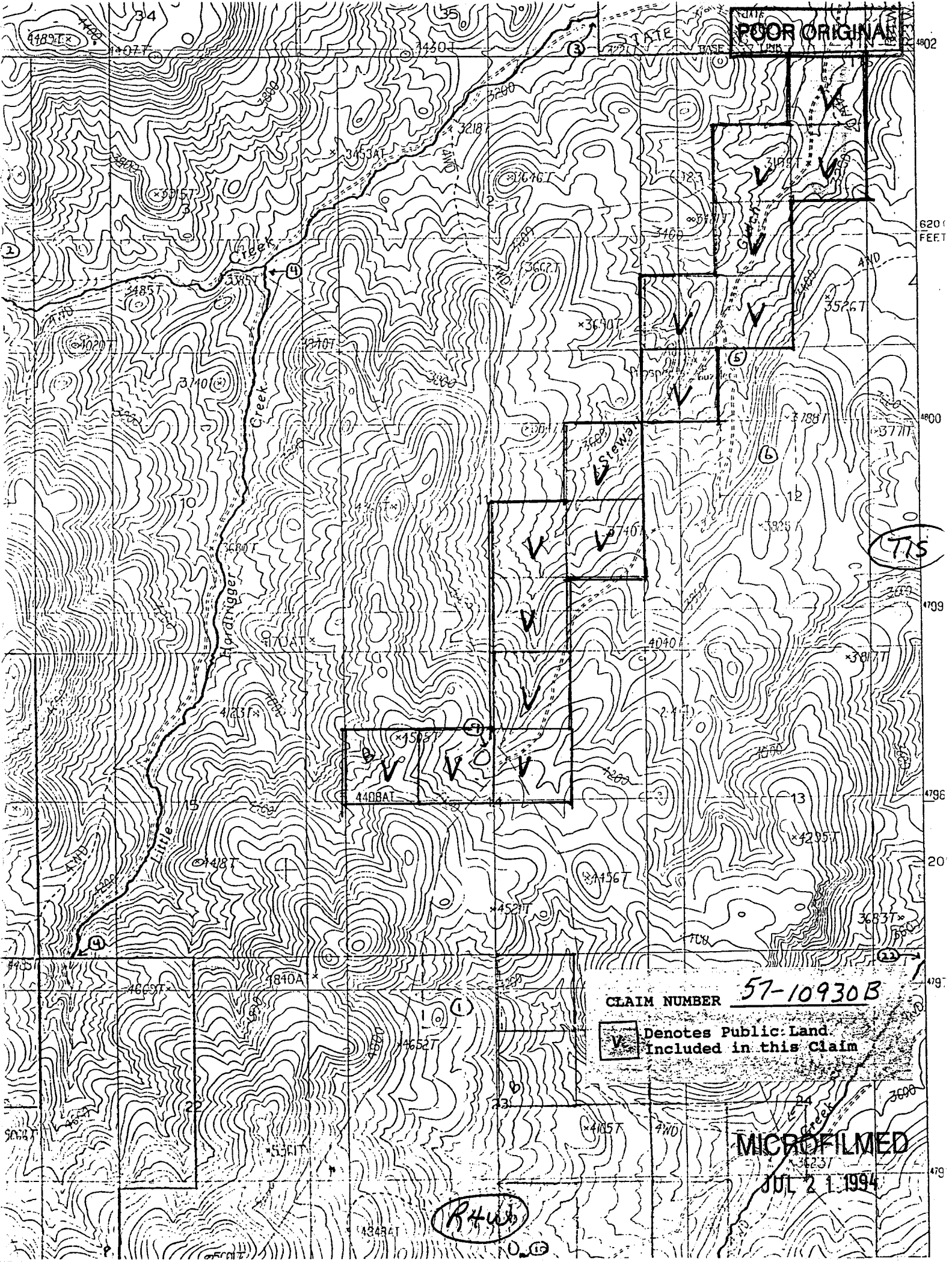
4. One copy to:

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

POOR ORIGINAL



CLAIM NUMBER 57-10930B

Denotes Public Land Included in this claim

MICROFILMED
JUL 21 1994

R444

CLAIM NUMBER: 57-10930B

CONFLICTING CLAIMS FOUND IN THE DIRECTORS REPORT

57-02467

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: 5701582282
BLM NUMBER: 5701582282
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 57

SOURCE	TRIBUTARY TO
STEWART GULCH	HARDTRIGGER CREEK

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.260	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.280 CFS	0.00 AF		

NON-IRRIGATION USES

S/1000 RANGE CATTLE & WILDHORSES W/ VAR AMOUNTS

TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
01S	04W	14		SE	NW	00	OWYHEE
01S	04W	14		NE	NE	00	OWYHEE
01S	04W	01				02	OWYHEE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRICATED OWNED	ACRES
01S	04W	14	SE	NW	00	OWYHEE		

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JUL 21 1994

01S	04W	14	SW	NE	00	OWYHEE	0.0
01S	04W	14	NW	NE	00	OWYHEE	0.0
01S	04W	14	NE	NE	00	OWYHEE	0.0
01S	04W	11	SW	NE	00	OWYHEE	0.0
01S	04W	11	NW	SE	00	OWYHEE	0.0
01S	04W	11	SE	SE	00	OWYHEE	0.0
01S	04W	11	NE	SE	00	OWYHEE	0.0
01S	04W	11	SE	NE	00	OWYHEE	0.0
01S	04W	12	SW	SW	00	OWYHEE	0.0
01S	04W	12	NW	SW	00	OWYHEE	0.0
01S	04W	12	NE	SW	00	OWYHEE	0.0
01S	04W	12	SW	NW	00	OWYHEE	0.0
01S	04W	12	SE	NW	00	OWYHEE	0.0
01S	04W	12	NE	NW	00	OWYHEE	0.0
01S	04W	12	NW	NW	00	OWYHEE	0.0
01S	04W	01	SW	SW	00	OWYHEE	0.0
01S	04W	01	SE	SW	00	OWYHEE	0.0
01S	04W	01	NE	SW	00	OWYHEE	0.0
01S	04W	01	SE	NW	00	OWYHEE	0.0
01S	04W	01	SW	NE	00	OWYHEE	0.0
01S	04W	01			02	OWYHEE	0.0
01S	04W	14	SE	NW	00	OWYHEE	0.0
01S	04W	14	SW	NE	00	OWYHEE	0.0
01S	04W	14	NW	NE	00	OWYHEE	0.0
01S	04W	14	NE	NE	00	OWYHEE	0.0
01S	04W	11	SW	NE	00	OWYHEE	0.0
01S	04W	11	NW	SE	00	OWYHEE	0.0
01S	04W	11	SE	SE	00	OWYHEE	0.0
01S	04W	11	NE	SE	00	OWYHEE	0.0
01S	04W	11	SE	NE	00	OWYHEE	0.0
01S	04W	12	SW	SW	00	OWYHEE	0.0
01S	04W	12	NW	SW	00	OWYHEE	0.0
01S	04W	12	NE	SW	00	OWYHEE	0.0
01S	04W	12	SW	NW	00	OWYHEE	0.0
01S	04W	12	SE	NW	00	OWYHEE	0.0
01S	04W	12	NE	NW	00	OWYHEE	0.0
01S	04W	12	NW	NW	00	OWYHEE	0.0
01S	04W	01	SW	SW	00	OWYHEE	0.0
01S	04W	01	SE	SW	00	OWYHEE	0.0
01S	04W	01	NE	SW	00	OWYHEE	0.0
01S	04W	01	SE	NW	00	OWYHEE	0.0
01S	04W	01	SW	NE	00	OWYHEE	0.0
01S	04W	01			02	OWYHEE	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

BLM NUMBER: 5701582282

PAGE: 3

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

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JUL 21 1994

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	JUNAYO RANCH LIMITED PARTNERSHIP 1087 RIVER ST SUITE 230 BOISE ID 83702 (208) 343-8880	09/01/1863	STOCKWATER	01-01 12-31	0.23 CFS	
					TOTAL DIVERSION:	0.23 CFS
C	BRUCE REUCK HC 88 BOX 1080 MURPHY ID 83650 (208) 495-2805					
C	OWEN ORNDORFF 600 E BRAEMERE BOISE ID 83702 (208) 343-0507					
C	HARRY RICHARD BASS HC 88 BOX 1050 MURPHY ID 83650 (208) 495-2891					

Water Source: STEWART GULCH

Tributary to: HARDTRIGGER CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T01S R04W S14
Point(s) of Ending Stream Reach: T01N R04W S36

SWNW
SESE

OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
01N	04W	36	:																		
01S	04W	1	:			S		S						S		S		S			
01S	04W	11	:					S										S		S	
01S	04W	12	:							S									S		
01S	04W	14	:			S		S				S		S							

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 1000 HEAD RANGE CATTLE

Conditions of Approval:

L12

THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 57-10930A, 57-10930C AND
57-10930D IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
0.23 CFS.

MICROFILMED
JUL 21 1994

AJ0749NP
No. R57-10930B

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

DATE: 10/09/92
PAGE: 2

=====

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:
Audit:	10/09/92 WALKER	

MICROFILMED
JUL 21 1994



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

Date: September 28, 1992

RE: Notice of Claim No(s). A57-01045A, A57-01049A, A57-01062A
A57-02372A, A57-02450A, A57-02484A
A57-02499A, A57-04081A, A57-04087A
A57-07089A, A57-07154A, A57-07354A
A57-07476A, A57-10930, A57-10931, A57-10932
[A57-10933, A57-10934, A57-10935, A57-10936]

[Harry Richard Bass
HC 88 Box 1050
Murphy, ID 83650]

Dear Claimant(s):

On June 30, 1992, the Bureau of Land Management (BLM) submitted notices of claim to water rights located on BLM lands within the Department's administrative Basin 57 boundary located in Owyhee County. Your Notice of Claim(s) referenced above was filed for water uses on BLM lands for which BLM has filed a claim(s), on all or part of this right(s). Any rights you may have filed on BLM lands for which no claim was filed by BLM will remain in your name.

Based on information currently available to the Department, the water right(s) for these uses is held by the BLM. Therefore, your claim(s) is being partially or completely disallowed and the uses recommended under the BLM claim(s).

The report for Basin 57 is due to be filed with the court on October 1, 1992, therefore, if you have any questions concerning these recommendations, you may contact us for copies of these rights. In the Notice of Director's Report, you will receive information about filing an objection if you disagree with any water right or item within the Director's Report.

Sincerely,

for Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
~~Enclosures~~

MICROFILMED

JUL 21 1994

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	OWEN ORNDORFF 600 E BRAEMERE BOISE ID 83702 (208) 343-0507	09/01/1863	STOCKWATER	01-01 12-31	0.23 CFS	
				TOTAL DIVERSION:	0.23 CFS	
C	HARRY RICHARD BASS HC 88 BOX 1050 MURPHY ID 83650 (208) 495-2891					
C	JUNAYO RANCH LIMITED PARTNERSHIP 1087 RIVER ST SUITE 230 BOISE ID 83702 (208) 343-8880					
C	BRUCE REUCK HC 88 BOX 1080 MURPHY ID 83650 (208) 495-2805					

Water Source: STEWART GULCH

Tributary to: HARDTRIGGER CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T01S R04W S14
Point(s) of Ending Stream Reach: T01N R04W S36

SWNW
SESE

OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01N	04W	36	:																	:
01S	04W	1	:			S	/	S	/					S	/					:
01S	04W	11	:					S	/									S	/	:
01S	04W	12	:							S	/							S	/	:
01S	04W	14	:			S	/	S	/			S	/	S	/					:

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 1000 HEAD RANGE CATTLE

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-10930A, 57-10930C AND
57-10930D IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
0.23 CFS.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
OCT 08 1992

AJ0749NP
No. R57-10930B

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

DATE: 09/25/92
PAGE: 2

=====

Audit: 09/25/92 WSHAFF

6-7-92
MICROFILMED

1998 APR 30 AM 8:05

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

No Obi

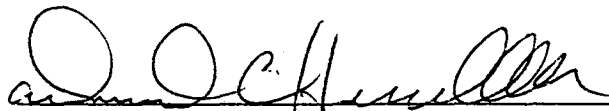
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-10930B
_____	)	

On March 26, 1998, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

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

Therefore, IT IS ORDERED that water right 57-10930B is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED April 30, 1998.



DANIEL C. HURLBUTT, JR.

Presiding Judge

Snake River Basin Adjudication

Roy

Department of Water Resources

1972 MAR 27 AM 11:31

SECRET

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

Water Right(s): 57-10930B

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

DATED March 26, 1998.


TERI HRANAC
Deputy Clerk

OCT 07 1998

PAGE 1
03/27/98

DISTRICT COURT SRBA FIFTH JUDICIAL DISTRICT COUNTY OF TWIN FALLS, STATE OF IDAHO	
MAR 20 1998	
BY _____	CLERK
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	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 57-10930B
_____	)	

I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

☐ There were no objections to this water right; however, this water right is used in combination with a water right which is the subject of an objection.

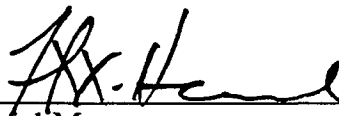
☒ All objections to this water right were resolved by stipulation of the parties at hearing or with a *Standard Form 5*. All parties to the subcase and IDWR are signatories to the *Standard Form 5*.

☐ All objections to this water right were resolved at trial. The court made oral Findings of Fact and Conclusions of Law at the trial. The oral Findings of Fact and Conclusions of Law are incorporated here by reference.

II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements as set forth in the *Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 57-10930B*.

DATED: MAR 26 1998



Special Master

MICROFILMED Snake River Basin Adjudication

OCT 07 1998

1998 MAR 27 AM 11:31

DISTRICT COURT
TWIN FALLS, IDAHO
FILED

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

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 57-10930B

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 March 27, 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

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

CERTIFICATE OF MAILING

PAGE 1
03/27/98

MICROFILMED

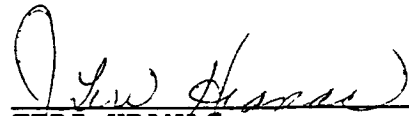
OCT 07 1998

JUNAYO RANCH LTD PRTRNSHP
BASS, HARRY RICHARD
1087 RIVER ST STE 230
BOISE, ID 83702

JERRY HOAGLAND
HC 79 BOX 44
MELBA, ID 83641

HARRY RICHARD BASS
HC 88 BOX 1050
MURPHY, ID 83650

OWEN ORNDORFF
600 E BRAEMERE
BOISE, ID 83702



TERI HRANAC
Deputy Clerk

1998 APR 30 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 57-10930B

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 57-10930B was mailed
on April 30, 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

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

MICROFILMED
OCT 07 1998

CERTIFICATE OF MAILING

* ORIGINAL COPY *

PAGE 1
04/30/98

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-109308

DISTRICT COURT SRBA FIFTH JUDICIAL DISTRICT COUNTY OF TWIN FALLS, STATE OF IDAHO
MAR 26 1998
BY _____ CLERK
DEPUTY CLERK

NAME & ADDRESS: JUNAYO RANCH LIMITED PARTNERSHIP
1087 RIVER ST STE 230
BOISE ID 83702

OWEN CRNDORFF
600 E BRAEMERE
BOISE ID 83702

JERRY HOAGLAND
HC 79 BOX 44
MELBA ID 83641

HARRY RICHARD BASS
HC 88 BOX 1050
MURPHY ID 83650

SOURCE: STEWART GULCH TRIBUTARY: HARDTRIGGER CREEK
QUANTITY: 0.02 CFS

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

PRIORITY DATE: 09/01/1863

POINT OF DIVERSION: T01N R04W S36 SESE (INSTREAM BEGINNING POINT) Within Owyhee County
SESE (INSTREAM ENDING POINT)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER	PERIOD OF USE 01-01 12-31	QUANTITY 0.02 CFS
-------------------------------	------------------------------	------------------------------	----------------------

PLACE OF USE: STOCKWATER Within Owyhee County
T01N R04W S36 SESE

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

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

RULE 54(b) CERTIFICATE

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

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-109308

RECOMMENDATION
MAR 26 1998
<i>J.H.</i>
SPECIAL MASTER

PAGE 1
MAR-25-1998

MICROFILMED
OCT 07 1998

SRBA

SUBCASE SUMMARY REPORT 57-10930B

[Return to SRBA Home Page](#)

SRBA
05-17-1999

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 57-10930B FILE#: 00163
CLAIMANT: JUNAYO RANCH LTD PRTNRSH
STATUS: PD UNDELIVERED
WATER SOURCE: STEWART GULCH, HARDTRIGGER CREEK
ISSUES: NAME AND ADDRESS DESCRIPTION
SOURCE OF WATER
QUANTITY OF WATER USED
PRIORITY DATE
POINT(S) OF DIVERSION DESCRIPTION
PURPOSE OF USE DESCRIPTION
PERIOD OF YEAR WHEN WATER IS USED
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
WATER RIGHT RECOMMENDATION
DESCRIPTION OF RESERVATION

****** PARTIES INVOLVED ******

JUNAYO RANCH LTD PRTNRSH	PRO SE
USDI BLM	ATTY: US DEPARTMENT OF JUSTICE
IDWR	ATTY: CLIVE STRONG
HARRY RICHARD BASS	PRO SE
OWEN ORNDORFF	PRO SE
JERRY HOAGLAND	PRO SE

****** ROA ENTRIES ******

02-26-1993	OBJECTION (OBJ 1) FILED BY USDI-BLM	RF	07-01-1993	0001
06-11-1993	RESPONSE TO OBJ #1 FILED BY IDWR			0001
06-29-1993	RESPONSE TO OBJ #1 FILED BY RICHARD BASS			0002
11-04-1993	ORDER OF REFERENCE APPOINTING RICHARD SIMMS SPECIAL MASTER IN REPORTING AREA 2 (B-57)			
12-17-1993	ORDER WITHDRAWING ORDER OF REFERENCE APPOINTING RICHARD A SIMMS SPECIAL MASTER IN REPORTATION AREA 2 (BASIN 57)			
04-19-1994	ORDER STAYING PROCEEDINGS IN SUBCASES IN R.A. 1,2 &3 AND STAYING THE OBJECTION AND PERIOD AS TO THE DIR RPT OF THE U.S. & TRIBAL NONCONSUMPTIVE CLAIMS & THE DIR RPT FOR THE 1990 FORT HALL INDIAN WATER RIGHTS AGREEMENT AND STAYING PROCEEDINGS IN TWIN FALLS COUNTY CASE 39576 (DL13)	OT		
04-27-1994	AMENDED ORDER STAYING PROCEEDINGS IN SUBCASES IN REPORTING AREAS 1, 2 AND 3 & STAYING THE OBJECTION PERIOD OF THE DIR'S RPT OF THE U.S. & TRIBAL NON-CONSUMPTIVE CLAIMS & STAYING PROCEEDINGS IN TWIN FALLS COUNTY CASE NO, 39576 (DL19)			
05-26-1994	NTC:APPEARANCE OF MARGARET KING OF STIMMS & STEIN AS COUNSEL FOR HARRY RICHARD BASS			
12-07-1994	ORDER LIFTING STAY IN REPORTING AREAS 1, 2	OL		

AND 3; AND TWIN FALLS COUNTY CASE NO.
 39576, AND CONTINUING STAY OF DIRECTOR'S
 REPORTS ABSTRACTING FEDERAL RESERVED WATER
 RIGHTS (DL43)

11-01-1995	ORDER OF REFERENCE APPOINTING FRITZ X. HAEMMERLE SPECIAL MASTER IN REPORTING AREA 2 (BASIN 57)		
03-19-1996	MOTION FOR LEAVE TO WITHDRAW (AS COUNSEL SIMMS & KING FOR BASS)	MG	03-20-1996
03-20-1996	ORDER GRANTING MOTION TO WITHDRAW		
05-29-1996	ORDER CONSOLIDATING SUBCASES		05-29-1996
02-21-1997	ORDER REVERSING CONSOLIDATION		
02-21-1997	STIPULATION FOR WITHDRAWAL		
03-26-1997	HEARING HELD-STATUS CONFERENCE	UH	03-26-1997 0300
03-26-1997	MINUTES FILED-STATUS CONFERENCE		
12-29-1997	NOTICE SETTING HEARING	HV	02-25-1998 1030
	REASON FOR FAILURE TO FILE A STANDARD FORM		
02-03-1998	STANDARD FORM 5 FILED		02-03-1998
02-19-1998	ORDER PARTIALLY VACATING HEARING		
03-26-1998	REPORT & RECOMMENDATION OF MASTER	CB	04-28-1998
03-26-1998	NOTICE OF ISSUANCE - FINAL R & R		
03-26-1998	CERTIFICATE OF MAILING - FINAL R & R		
04-30-1998	ORDER OF PARTIAL DECREE		
04-30-1998	CERTIFICATE OF MAILING - PARTIAL DECREE		
04-30-1998	PARTIAL DECREE FILED		04-30-1998
05-07-1998	PARTIAL DECREE RETURNED UNDELIVERABLE		05-07-1998

[Return to SRBA Home Page](#)

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 57-10930B

NAME & ADDRESS: JUNAYO RANCH LIMITED PARTNERSHIP
1087 RIVER ST STE 230
BOISE ID 83702

OWEN ORNDORFF
600 E BRAEMERE
BOISE ID 83702

HARRY RICHARD BASS
HC 88 BOX 1050
MURPHY ID 83650

BRUCE REUCK
HC 88 BOX 1080
MURPHY ID 83650

SOURCE: STEWART GULCH TRIBUTARY: HARDTRIGGER CREEK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NO. 57-10930A AND 57-10930C IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 09/01/1863

POINT OF DIVERSION: T01N R04W S36 SESE (INSTREAM BEGINNING POINT) Within Owyhee County
SESE (INSTREAM ENDING POINT)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER		01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T01N R04W S36 SESE

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

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

DATED:

FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-10930B

MICROFILMED
OCT 07 1998

PAGE 1
JUL-18-1997

SUBCASE CLAIMANT

OBJECTOR

57-10930B Bass/Junayo/Orndorff/Reuck

BLM

To IDWR.

This is a claim to a stream.

GOOD
- 2 STATE? -

MICROFILMED
OCT 07 1998

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 NO: <u>57-10930B</u>
	)	(Insert Water Right Number)
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS
	)	OF A WATER RIGHT

THIS FORM MAY ONLY BE USED IF ALL PARTIES HAVE STIPULATED TO ALL ELEMENTS OF A WATER RIGHT AND MAY BE SUBMITTED AT ANY TIME FOLLOWING THE CLOSE OF THE STATUTORY RESPONSE PERIOD.

INSTRUCTIONS

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the 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; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

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.

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OCT 07 1998

Elements where there has been no objections should be listed exactly as they appear in the Director's Report. The statement as to these uncontested elements 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 each element of the water right (attach additional pages if necessary).

ELEMENTS

1. **Name and address of the claimant:**

Junayo Ranch Limited Partnership
1087 River Street, Suite 230
Boise, Idaho 83702

Owen Orndorff
600 East Braemere
Boise, Idaho 83702

Harry Richard Bass
HC 88 Box 1050
Murphy, Idaho 83650

Bruce Reuck
HC 88 Box 1080
Murphy, Idaho 83650

Required statement:

As recommended in the Director's Report.

2. **Source of water:**

Stewart Gulch tributary to Hardtrigger Creek

Required statement:

As recommended in the Director's Report.

3. **Quantity of water used:**

MICROFILMED

Stockwater: 0.02 c.f.s.

OCT 07 1998

Total: 0.02 c.f.s.

~~The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.~~

~~Use of this right with right no. 57-10930A, 57-10930C and 57-10930D is limited to a total combined diversion rate of 0.02 c.f.s.~~

Required statement:

Quantity in c.f.s. is changed from 0.23 c.f.s. to 0.02 c.f.s. and the "13,000 gpd" statement is added pursuant to the Special Master's Second Amended Recommendation for Basin-Wide Issue #12 dated August 12, 1996.

4. **Priority date:**

09/01/1863

Required statement:

As recommended in the Director's Report.

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

T01N R04W S36 SESE (Beginning Point)

T01N R04W S36 SESE (Ending Point)

Required statement:

The United States and the claimant stipulate that this is the correct description of the point of diversion. The parties agree to the deletion of the following point of diversion:

T01S R04W S14 SWNW (Beginning Point)

6. **Purpose of use:**

Stockwater

Required statement:

As recommended in the Director's Report. Pursuant to the Special Master's Second Amended Recommendation for Basin-Wide Issue #12 dated August 12, 1996, stock numbers are not described in the purpose of use.

7. **Period of year** when the water is to be used:

01-01 through 12-31

Required statement:

As recommended in the Director's Report.

8. Legal description of the **place of use** or of the reservation:

T01N R04W S36 SESE

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OCT 07 1998

Required statement:

The United States and the claimant stipulate that this is the correct description of the place of use. This element is as recommended in the Director's Report, except the parties agree to the deletion of the following places of use:

T01S R04W S01	NWNE
T01S R04W S01	SWNE
T01S R04W S01	SENW
T01S R04W S01	NESW
T01S R04W S01	SWSW
T01S R04W S01	SESW
T01S R04W S11	SENE
T01S R04W S11	NESE
T01S R04W S11	NWSE
T01S R04W S11	SWSE
T01S R04W S12	NWNW
T01S R04W S14	NWNE
T01S R04W S14	SWNE
T01S R04W S14	SWNW
T01S R04W S14	SENW

9. Annual volume of consumptive use:

De minimis stockwater use.

Required statement:

This element was not reported by IDWR in the director's report. Pursuant to Idaho Code 42-1401A(2) 1996, this water right need not contain a determination of the annual volume of consumptive use.

10. Other necessary matters:

~~The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.~~

These matters are necessary because:

These matters do not fall within the 9 elements listed above because:

Review By IDWR

To speed up the entry of a decree, the parties are encouraged to talk to the Idaho Department of Water Resources (IDWR) about their proposed settlement and have IDWR indicate its concurrence by signing the Standard Form 5.

Where all parties have signed, a Standard Form 5 may be filed

with the court without the concurrence of IDWR. However, the parties must certify that they have served IDWR with a copy of Standard Form 5 and that they have made a good faith attempt to resolve the matter with IDWR.

Within 14 days of filing a Standard Form 5 not containing an IDWR concurrence, IDWR shall file a statement of its position with the court.

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

Signatures and Addresses of Parties and their Attorney of Record (attach additional page if necessary): I have read this form, know its contents, and believe that the statements are true to the best of my knowledge.

Name: United States of America, acting through the
Department of Interior,
Bureau of Land Management,
Idaho State Office
Address: 1387 South Vinnell Way
City/State/Zip: Boise, Idaho 83709-1657
Attorney of Record: R. Lee Leininger, (202) 305-0242
P. Fritz Holleman, and (202) 305-0494
William M. Ferry (208) 334-1911
Phone: As Above.

Party's Signature	Date	Attorney's Signature	Date
-------------------	------	----------------------	------

Name:	Junayo Ranch Limited Partnership	Owen Orndorff
Address:	1087 River Street, Suite 230	600 East Braemere
City/State/Zip:	Boise, Idaho 83702	Boise, Idaho 83702
Attorney of Record:	Richard L. Harris	Richard L. Harris
Phone:	(208) 459-1588	(208) 459-1588

Name:	Harry Richard Bass	Bruce Reuck
Address:	HC 88 Box 1050	HC 88 Box 1080
City/State/Zip:	Murphy, Idaho 83650	Murphy, Idaho 83650
Attorney of Record:	Richard L. Harris	Richard L. Harris
Phone:	(208) 459-1588	(208) 459-1588

Party's Signature	Date	Attorney's Signature	Date
-------------------	------	----------------------	------

Party's Signature	Date
-------------------	------

Party's Signature	Date
-------------------	------

Party's Signature	Date
-------------------	------

IDWR Concurrence: _____
Signature Date

MICROFILMED

OCT 07 1998

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this form, including all attachments, 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. Copy to:

Idaho Department of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Richard L. Harris
P.O. Box 1438
1023 Arthur Street
Caldwell, Idaho 83605-1438

Signature of person or attorney mailing the form

MICROFILMED

OCT 07 1998

SUBCASE CLAIMANT

OBJECTOR

57-10930B Bass/Junayo/Orndorff/Reuck

BLM

Worked out with Andrew on 03/21/95:

- determined that total combined diversion rate remark was unnecessary.
- confirm POD and POU are correct as there is only one legal description left after the deletions.
- claim resides entirely within lands owned by the State of Idaho.

MICROFILMED
OCT 07 1998

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 NO: <u>57-10930B</u>
	)	(Insert Water Right Number)
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS
	)	OF A WATER RIGHT

THIS FORM MAY ONLY BE USED IF ALL PARTIES HAVE STIPULATED TO ALL
ELEMENTS OF A WATER RIGHT AND MAY BE SUBMITTED AT ANY TIME
FOLLOWING THE CLOSE OF THE STATUTORY RESPONSE PERIOD.

INSTRUCTIONS

This form has been adopted by the court in *SRBA
Administrative Order 1, Rules of Procedure* (amended Sept. 30,
1996), Section 4, which may be consulted for further information.

This form is used to report the stipulated elements of one
water right acquired under state law and/or one federal reserved
water right. Submission of this form will not automatically
result in the 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; that they have been served
with sufficient process, according to the law; and that they have
appeared, prosecuted, and defended their positions with regard to
this water right dispute.

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.

MICROFILMED
OCT 07 1998

Elements where there has been no objections should be listed exactly as they appear in the Director's Report. The statement as to these uncontested elements 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 each element of the water right (attach additional pages if necessary).

ELEMENTS

1. Name and address of the claimant:

Junayo Ranch Limited Partnership
1087 River Street, Suite 230
Boise, Idaho 83702

Owen Orndorff
600 East Braemere
Boise, Idaho 83702

Harry Richard Bass
HC 88 Box 1050
Murphy, Idaho 83650

Bruce Reuck
HC 88 Box 1080
Murphy, Idaho 83650

Required statement:

As recommended in the Director's Report.

2. Source of water:

Stewart Gulch tributary to Hardtrigger Creek

Required statement:

As recommended in the Director's Report.

3. Quantity of water used:

Stockwater: 0.02 c.f.s.

Total: 0.02 c.f.s.

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

Required statement:

Quantity in c.f.s. is changed from 0.23 c.f.s. to 0.02 c.f.s. and the "13,000 gpd" statement is added pursuant to the Special Master's Second Amended Recommendation

for Basin-Wide Issue #12 dated August 12, 1996.

4. **Priority date:**

09/01/1863

Required statement:

As recommended in the Director's Report.

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

T01N R04W S36 SESE (Beginning Point)

T01N R04W S36 SESE (Ending Point)

Required statement:

The United States and the claimant stipulate that this is the correct description of the point of diversion.

6. **Purpose of use:**

Stockwater

Required statement:

As recommended in the Director's Report. Pursuant to the Special Master's Second Amended Recommendation for Basin-Wide Issue #12 dated August 12, 1996, stock numbers are not described in the purpose of use.

7. **Period of year** when the water is to be used:

01-01 through 12-31

Required statement:

As recommended in the Director's Report.

8. Legal description of the **place of use** or of the reservation:

T01N R04W S36 SESE

Required statement:

The United States and the claimant stipulate that this is the correct description of the place of use.

9. **Annual volume of consumptive use:**

De minimis stockwater use.

Required statement:

This element was not reported by IDWR in the director's report. Pursuant to Idaho Code 42-1401A(2) 1996, this water right need not contain a determination of the annual volume of consumptive use.

10. Other necessary matters:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

These matters are necessary because:

Pursuant to the Special Master's Second Amended Recommendation for Basin-Wide Issue #12 dated August 12, 1996, the combined-use remark is not necessary to define this right.

These matters do not fall within the 9 elements listed above because:

Review By IDWR

To speed up the entry of a decree, the parties are encouraged to talk to the Idaho Department of Water Resources (IDWR) about their proposed settlement and have IDWR indicate its concurrence by signing the Standard Form 5.

Where all parties have signed, a Standard Form 5 may be filed with the court without the concurrence of IDWR. However, the parties must certify that they have served IDWR with a copy of Standard Form 5 and that they have made a good faith attempt to resolve the matter with IDWR.

Within 14 days of filing a Standard Form 5 not containing an IDWR concurrence, IDWR shall file a statement of its position with the court.

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

Signatures and Addresses of Parties and their Attorney of Record (attach additional page if necessary): I have read this form, know its contents, and believe that the statements are true to the best of my knowledge.

Name: United States of America, acting through the
Department of Interior,
Bureau of Land Management,
Idaho State Office
Address: 1387 South Vinnell Way
City/State/Zip: Boise, Idaho 83709-1657
Attorney of Record: R. Lee Leininger, (202) 305-0242
P. Fritz Holleman, and (202) 305-0494
William M. Ferry (208) 334-1911
Phone: As Above.

_____ Party's Signature	_____ Date	_____ Attorney's Signature	_____ Date
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Name: Junayo Ranch Limited Partnership	Owen Orndorff
Address: 1087 River Street, Suite 230	600 East Braemere
City/State/Zip: Boise, Idaho 83702	Boise, Idaho 83702
Attorney of Record: Richard L. Harris	Richard L. Harris
Phone: (208) 459-1588	(208) 459-1588

Name: Harry Richard Bass	Bruce Reuck
Address: HC 88 Box 1050	HC 88 Box 1080
City/State/Zip: Murphy, Idaho 83650	Murphy, Idaho 83650
Attorney of Record: Richard L. Harris	Richard L. Harris
Phone: (208) 459-1588	(208) 459-1588

_____ Party's Signature	_____ Date	_____ Attorney's Signature	_____ Date
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Party's Signature Date

Party's Signature Date

Party's Signature Date

IDWR Concurrence: Signature _____ Date _____

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this form, including all attachments, 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. Copy to:

Idaho Department of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Richard L. Harris
P.O. Box 1438
1023 Arthur Street
Caldwell, Idaho 83605-1438

Signature of person or attorney mailing the form

RECEIVED
MAR 25 1996
Department of Water Resources
Adjudication Bureau

RECEIVED
APR 29 1996
WATER RESOURCES
WESTERN REGION

DISTRICT COURT-SRBA
5th Judicial District
County of Twin Falls - State of Idaho

MAR 20 1996

By _____ Clerk
Deputy Clerk

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

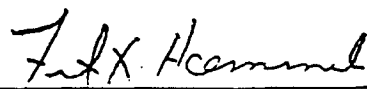
In Re SRBA)
Case No. 39576)
_____)
ORDER GRANTING MOTION TO
WITHDRAW

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 Harry Richard Bass 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 Simms & Stein are withdrawn as counsel of record for Harry Richard Bass in the above referenced subcases.

IT IS FURTHER ORDERED that within 20 days from the date of mailing this Order, Harry Richard Bass shall either file a written notice with this court that states his intention to represent himself in the subcases listed on Exhibit A or otherwise specifically advise the court how he intends to proceed.

DATED March 20, 1996.


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

Subcase Numbers:

57 00243
57 02468
57 01045
57 01049
57 01050
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OCT 07 1998