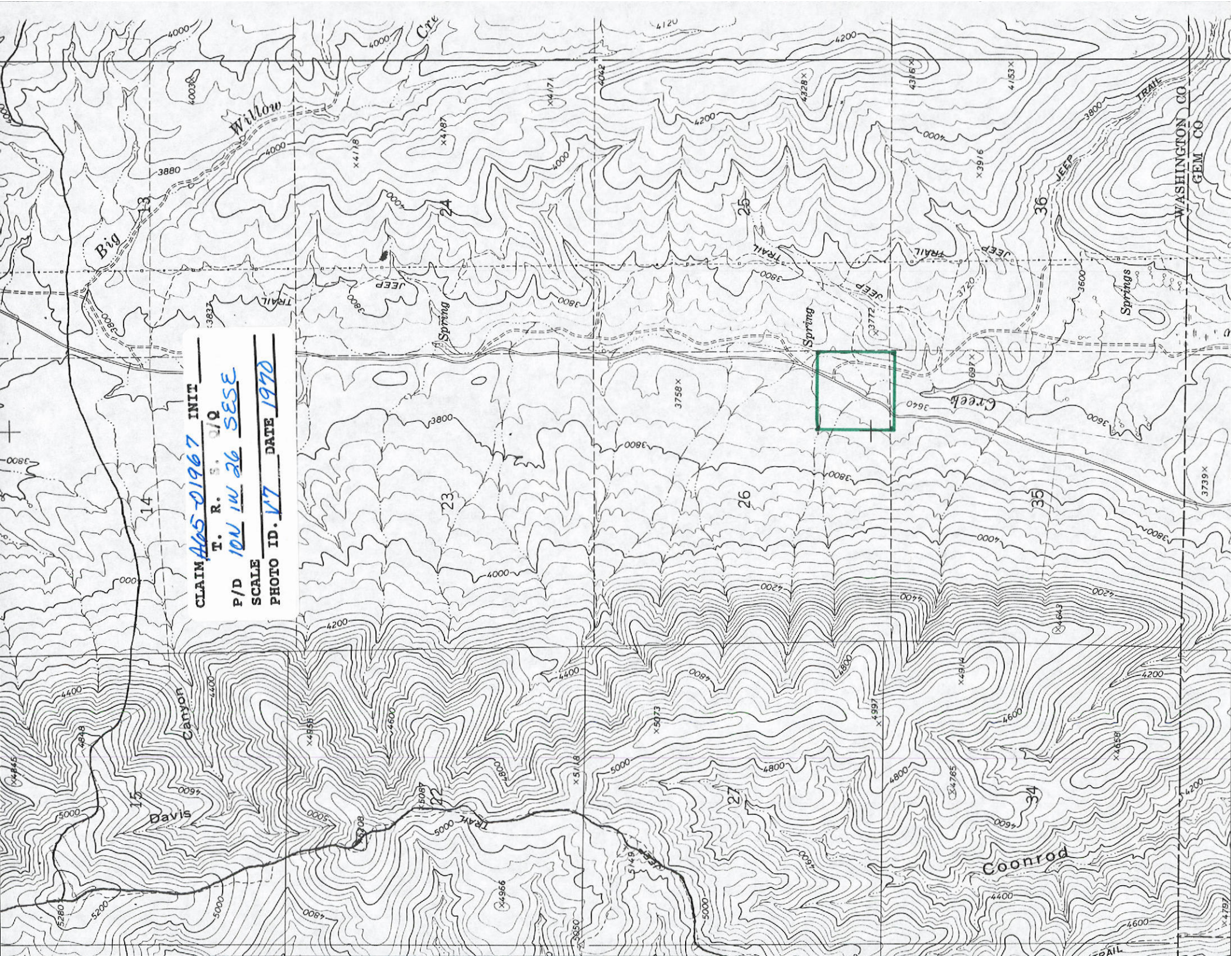




CLAIM 465-01967 INIT INIT
T. R. S. Q/Q
P/D 10N 1W 26 SESE
SCALE 1" = 1/4"
PHOTO ID. V7 DATE 1970

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: A65-01967
Date Received: 10/17/1989
Receipt No: X999999
Received By: ~~_____~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. L. CATTLE CO., INC. 208-365-2320
Address: P.O. BOX 608
EMMETT, ID 83617

2. Date of Priority: JAN 25, 1897

3. Source: SPRINGS Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	01W	26	SE	SE	SE		WASHINGTON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.090		20.10

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) 20.10 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 of	Lot	Use	Acres
10N	01W	26	SE	SE		STOCK	
		35	NE	NE		STOCK	

11. Place of use in counties: WASHINGTON

A65-01967

Page 1

Date: 10/17/89

MICROFILMED
SEP 18 1992

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of _____

Title

Ah Cattle Inc., that I have signed the foregoing
Organization
document in the space below as _____ of

Title

Ah Cattle Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Pres. Ah Cattle Inc.
Title and Organization

October 17, 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of October 19 89

Anne Baumbach
Notary Public

Seal

Residing at Anna Baumbach, Notary Public
My Commission Expires December 7, 1994

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

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)

A. Subcase 65-1967

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: A L Cattle Inc.
Address: PO Box 608
Emmett, ID 83617

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
 11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

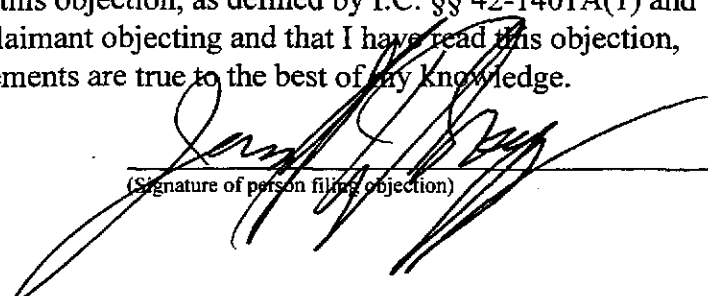
The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

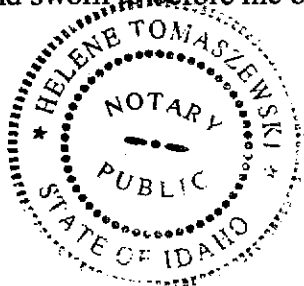
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski

Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or 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, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: A L Cattle Inc.

Address: PO Box 608
Emmett, ID 83617

3. Copies to:

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

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

10/27/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-1967

NAME AND ADDRESS: A L CATTLE INC
PO BOX 608
EMMETT, ID 83617

SOURCE: SPRINGS TRIBUTARY: WILLOW CREEK

QUANTITY: 0.09 CFS
20.1 AFY

PRIORITY DATE: 01/25/1897

POINT OF DIVERSION: T10N R01W S26 SESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.09 CFS 20.1 AFY

PLACE OF USE:

<u>STOCKWATER Within</u> <u>WASHINGTON County</u> T10N R01W S26	SESE	T10N R01W S35	NENE
--	------	------------------	------

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

PARCEL NOS. 10N01W230600, 10N01W350000
STOCKWATER, 1500 RANGE CATTLE.

03/07/2001

**NOTICE OF ERROR
REPLY**

RECEIVED

APR 11 2001

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

**WATER RESOURCES
WESTERN REGION**

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-1967

A L CATTLE INC

PO BOX 608

EMMETT ID 83617

Telephone Number: (208)365-2320

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

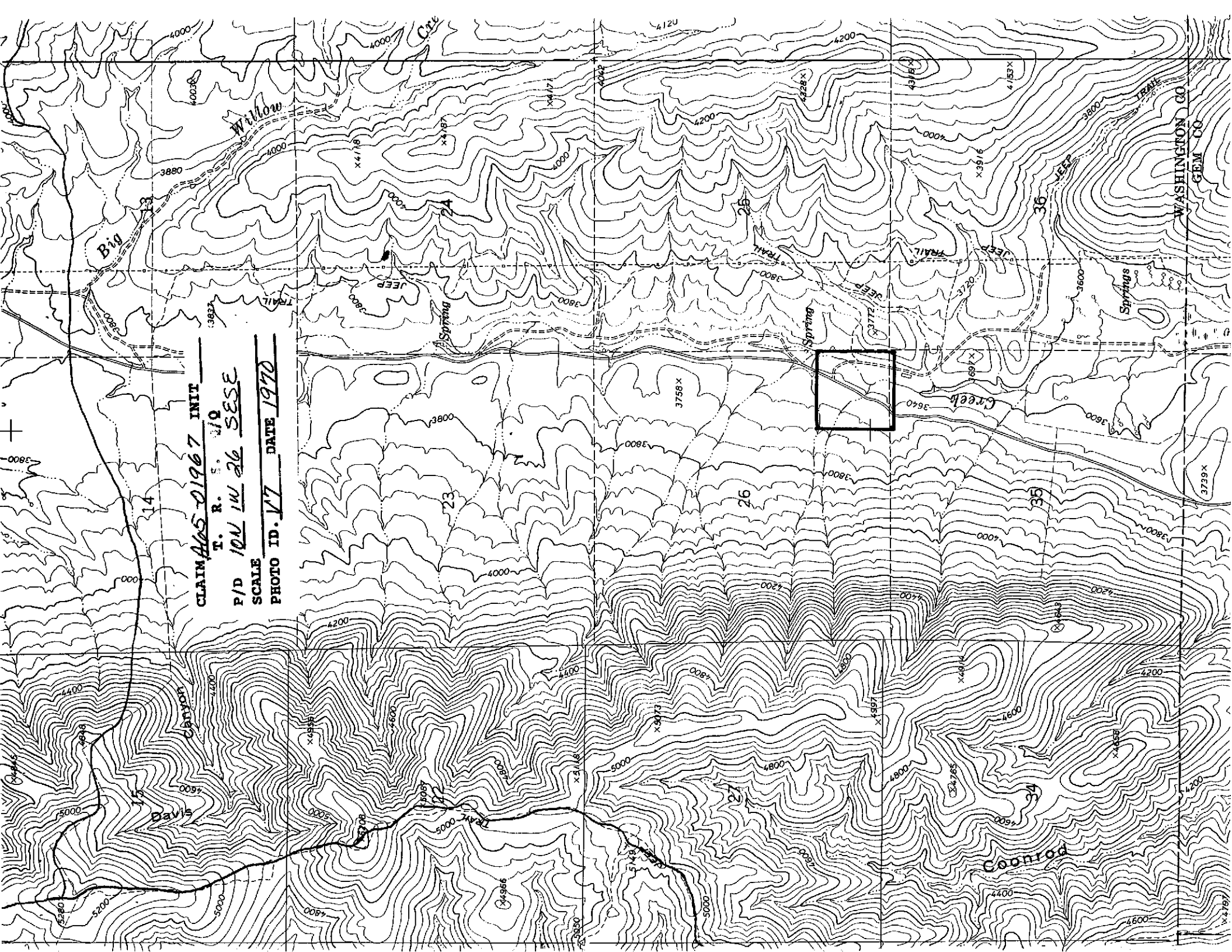
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4.11.01 SIGNATURE: A.L. Cattle, Inc.
Please print your name: Agnes L. Brailsford

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

CLAIM 465-01967 INIT
T. R. S. 41Q
P/D 10N 1W 26 SESE
SCALE
PHOTO ID. V7 DATE 1970



AJ5809NP
No. R65-01967

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/12/97
PAGE: 20

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A L CATTLE INC PO BOX 608 EMMETT ID 83617 (208) 365-2320	01/25/1897	STOCKWATER	01-01 12-31	0.09 CFS	20.10 AFA
TOTAL DIVERSION:					0.09 CFS	20.10 AFA

Water Source: SPRINGS

Tributary to: *Big* WILLOW CREEK

Stage: DECREED

Point(s) of Diversion:

T10N R01W S26 SESE

WASHINGTON 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	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac											
10N	01W	26	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	S										
10N	01W	35	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:											

POU County: WASHINGTON

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Delete

Remarks: EXP PARCEL NOS. 10N01W230600, 10N01W350000

STOCKWATER

1500 range cattle

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 12/12/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 08/13/93 DUNN1 08/14/93 DUNN1 03/30/95 POST-STD 12/12/97 AJU3-JSH
12/12/97 AJU5-JSH

WR5809NP
No. 65-01967

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/12/97
PAGE: 19

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MYRN H. LITTLE C/O AGNES BRAILSFORD P.O. BOX 180 HAGERMAN ID 833380000	01/25/1897	STOCKWATER	01/01 12/31	0.090 CFS	20.10 AFA
TOTAL DIVERSION:					0.090 CFS	20.10 AFA

Water Source: SPRINGS

Tributary to: WILLOW CREEK

Stage: DECREED

Point(s) of Diversion:

T10N R01W S26

SESE

WASHINGTON 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	:
10N	01W	26	:																			:
10N	01W	35	:	S																		:

Pou County: WASHINGTON

Dates:	App. Received:	Priority Date:	01/25/1897
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

WR5809NP
No. 65-01967

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/08/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MYRN H. LITTLE C/O AGNES BRAILSFORD P.O. BOX 180 HAGERMAN ID 833380000	01/25/1897	STOCKWATER	01/01 12/31	0.090 CFS	20.10 AFA
TOTAL DIVERSION:					0.090 CFS	20.10 AFA

Water Source: SPRINGS

Tributary to: WILLOW CREEK

Stage: DECREED

Point(s) of Diversion: T10N R01W S26 SESE

WASHINGTON 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	:	
10N	01W	26	:															S	
10N	01W	35	:	S															

Pou County: WASHINGTON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-09533 65-09534 65-09535

Dates:	App. Received:	Priority Date:	01/25/1897
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

A65-01967

PAGE 511

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

INDICATES TOTAL

SOURCE: SPRINGS

TRIBUTARY TO: WILLIAMS CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-9524	BEZATES LAND & CATTLE COMPANY ROUTE 2, BOX 276, OATARIO, OREGON 97914	6/ 1/1907	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSW S 7 T18N R 3E NWSE S13 T18N R 2E	SWSW S 7 T18N R 3E NWNE S13 T18N R 2E	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	9.40 AFA .04 CFS *10.60*AFA *.04*CFS			

INDICATES TOTAL

SOURCE: SPRINGS

TRIBUTARY TO: WILLICH CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-3275	HOWARD, FERN L. 1315 MERIDIAN STREET, MERIDIAN, IDAHO 83642 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-4001 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/20/1896	IRRIGATION	4/15 10/15	--- AFA .02 CFS	SWNE S 7 T16N R 4E	SWNE(8) S 7 T16N R 4E *8*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	2.70 AFA .02 CFS *---*AFA *.02*CFS		SAME AS OTHER USE	
65-1967	LITTLE, MYRN H. ROUTE 3 BOX 151, EMPETT, IDAHO 83617	1/25/1897	STOCKWATER	1/ 1 12/31	20.10 AFA .09 CFS	SESE S26 T16N R 1W	SESE S26 T10N R 1W NENE S35 T10N R 1W	BENEFICIAL USE
65-3259	HOWARD, FERN L. 1315 MERIDIAN STREET, MERIDIAN, IDAHO 83642	4/ 1/1938	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	NWNE S 7 T16N R 4E	NENW S 7 T16N R 4E	BENEFICIAL USE
65-5568	FLACK, JANE D. RUBIN P.O. BOX 363, LEVELOCK, NEVADA 89419	4/ 1/1967	STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS	NWNE S13 T 6N R 1E NENW S13 T 6N R 1E SESW S13 T 6N R 1E SWNW S13 T 6N R 1E	NWNE NENW SWNW SESW S13 T 6N R 1E	BENEFICIAL USE

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
PAYETTE RIVER DRAINAGE BASIN
NOTICE OF CLAIM TO A WATER RIGHT

Notice is hereby given that

Route #3 Box 151 Emmett, Idaho 83617

and beneficial use of the surface or groundwater of or tributary to

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 1/25/1891

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) SPRING

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed.

Quantity 0.09 cfs. Use stockwater Period of Use From 1/1 To 12/31
(CFS, GPD, AF.) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity	Use	Period of Use From	To
(CFS, GPD, AF)	(Domestic, Irrigation, Stock, etc.)	(Mo., Day)	(Mo., Day)

Quantity _____	Use _____	Period of Use From _____ To _____	
(CFS, GPD, AF.)	(Domestic, Irrigation, Stock, etc.)	(Mo., Day)	(Mo., Day)

- (4) $\frac{0.00 \text{ cfs.}}{(\text{CFS. GPD. AF.})}$ TOTAL QUANTITY CLAIMED.

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, Twp. 10N, Rge. 1W, B.M.; additional points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. ponded and dams

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

[illegible]

Total No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1500 total
head of range cattle

- (7) Effluent, sewage waste, or return water from this use is discharged into

- (8) If you are claiming water as a member of an organization, list name of organization.

- (9)
- Remarks**

- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use. _____
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or claim filed with the Idaho Department of Water Administration.

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

August 11, 1976
(Date)

State of California Organization California State Bar Association

County of San Diego

On this 17th day of AUGUST, in the year 1976, before me,

a notary public, personally appeared Y. J. + + 1. 13
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they,
corporation, partnership or) executed the same.

My commission expires 7/25/78

Notary Public residing at Boise, Idaho

AUG 03 1994

WATER RIGHT NUMBER - A65-01967

PREFIX TRANSLATION: ADJUDICATION CLAIM

CONDITIONS OF APPROVAL
NO CONDITIONS OF APPROVAL FOUND.

DECREE PLAINTIFF
STATE OF IDAHO

DECREE DEFENDANT
A & C CORP., ET AL.

DECREE DATE
01/21/1986

AUDIT FIELDS - 10/17/89 BAUMHOFF 10/18/89 BAUMHOFF

COMMENTS
NO COMMENTS FOUND

ADJUDICATION RIGHTS DATES AND FLAGS AREA

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 10/17/1989
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - X999999
POU OWNERSHIP FLAG - Y
NAME CONNECTOR -

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT - 65
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

10N01W230600
10N01W350000

DATA ENTRY

ENTERED 8-14-93 JS
CHECKED 10/21/93 JWR

Verified By
Topo Map/Ortho-PQ
S Map
Master Records
Photos
Exam
(See Remarks)
ty Records
Cross Statement
fect Records
IDWR Records

VERIFIED
JUN 14 1993

CERTIFIED
JUN 25 1993
WATER EXAMINER

MICROFILMED
AUG 03 1994