

# Idaho Dept. of Water Resources

Claim No(s): 65-2016,  
65-2025, 65-2498,  
65-2499, 65-2953,  
65-7061, 65-12382  
T8N, R1W, S 19, 30, 31, 32  
T8N, R2W, S 25, 35, 36  
T7N, R2W, S 2

Prepared by: Sue Bock

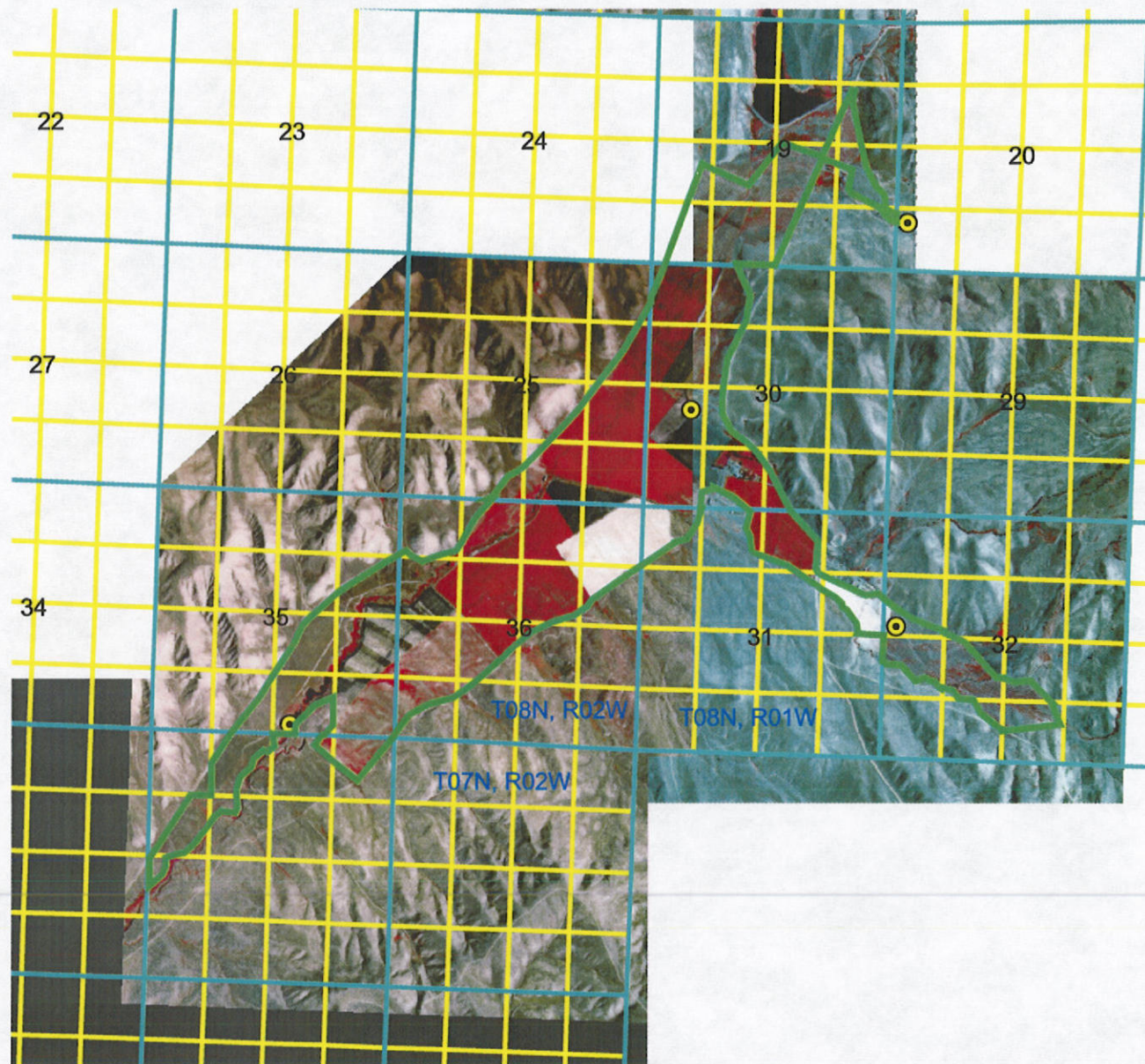
Date: 6/11/2002

\*per SF5

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



0.7 0 0.7 1.4 2.1 Miles



1987 NAPP Photo

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: 65-02498  
DATE RECEIVED: 1/24/1990  
RECEIPT NO: X999999  
RECEIVED BY:                     

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. NAME: DAVID LITTLE FARMS INC.  
ADDRESS: P.O. BOX 68  
EMMETT, ID 83617

2. DATE OF PRIORITY: AUG 31, 1948

3. SOURCE: GROUNDWATER TRIB. TO:

4. POINT OF DIVERSION:

| TOWNSHIP | RANGE | SECTION | 1/4 OF 1/4 OF 1/4 | LOT | COUNTY |
|----------|-------|---------|-------------------|-----|--------|
| 08N      | 01W   | 30      |                   | 3   | GEM    |

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

| PURPOSE    | FROM  | TO    | C.F.S. | (OR) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.900  |      |        |

7. TOTAL QUANTITY APPROPRIATED IS:  
0.900 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 |
|---------------|-------|---------|------------|-----|-----|-------|
| 08N           | 01W   | 30      | NW SW      | 3   | IRR | 30.0  |
|               |       |         | SW SW      | 4   | IRR | 26.0  |
|               |       |         | SE SW      |     | IRR | 24.0  |
| SECTION ACRES |       |         |            |     |     | 80.0  |

10. PLACE OF USE: CONTINUED

| TOWNSHIP      | RANGE | SECTION | 1/4 OF 1/4 | LOT | USE | ACRES |
|---------------|-------|---------|------------|-----|-----|-------|
| 08N           | 02W   | 25      | NE SE      |     | IRR | 25.0  |
| SECTION ACRES |       |         |            |     |     | 25.0  |
| TOTAL ACRES   |       |         |            |     |     | 105.0 |

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2016 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

15. BASIS OF CLAIM: DECREED

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO  
DECREE PLAINTIFF

A & C CORP., ET AL.  
VS  
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 INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): \_\_\_\_\_ DATE: \_\_\_\_\_  
\_\_\_\_\_  
DATE: \_\_\_\_\_

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM Vice President OF  
\_\_\_\_\_  
TITLE  
David Little Farms Inc., THAT I HAVE SIGNED THE FOREGOING  
ORGANIZATION  
DOCUMENT IN THE SPACE BELOW AS Vice-President OF  
\_\_\_\_\_  
TITLE  
David Little Farms Inc. AND THAT THE STATEMENTS CONTAINED IN THE  
ORGANIZATION  
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

James A. Linder  
SIGNATURE OF AUTHORIZED AGENT  
vice Pres. David Little Farms Inc  
TITLE AND ORGANIZATION  
1/24/90  
DATE

STATE OF IDAHO )  
COUNTY OF ADA ) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 24<sup>th</sup> DAY  
OF JANUARY 19 90

Robert E. Sulley  
NOTARY PUBLIC

SEAL

RESIDING AT Boise, ID

MY COMMISSION EXPIRES 11/08/1994  
DATE: 10/28/89 4679

SEP 18 1992

# State of Idaho License and Certificate of Water Right

Water License No. 20633

Water District No. 1172

THIS IS TO CERTIFY that DAVID LITTLE

of Emmett, Idaho

public waters of the State of Idaho, listed August 31

was issued under said application; that Certificate of Completion of works, with a carrying capacity of

0.9 second foot, was issued thereunder on July 23

were completed on the 14th day of July

day of July

DAVID LITTLE

of Emmett

State of Idaho

State Reclamation Engineer

artesian well rankin-tank (subterranean flow), for the purpose of irrigation

under the Permit No. 20633 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 4300, on the 22nd day of July

The right hereby confirmed dates from August 31

The Point of Diversion is located

in the NE 1/4 SW 1/4 Sec. 30 Twp. 6 N. R. 1 E. M. Co. Co.

That the amount of water to which such right is entitled and hereby confirmed, for the purpose aforesaid, is limited to an amount actually needed and beneficially used for said purpose, and shall

not exceed 0.9 cubic feet per second.

Description and location of use:

| Twp.                               | Range | Sec. | Forty-acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|------------------------------------|-------|------|------------------|-------------------------------|------------------------------|
| 8 N.                               | 2 W.  | 25   | NE SE            | 36                            | 25                           |
|                                    |       |      | SW SE            | 30                            | ---                          |
|                                    |       |      | SE SE            | 40                            | ---                          |
|                                    |       | 36   | NE NE            | 40                            | ---                          |
|                                    |       |      | NE NE            | 40                            | ---                          |
|                                    |       |      | NE NW            | 40                            | ---                          |
|                                    |       |      | NW NW            | 25                            | 30                           |
| 8 N.                               | 1 W.  | 30   | SW SW            | 40                            | 25                           |
|                                    |       |      | SE SW            | 20                            | 25                           |
| Number of acres actually irrigated |       |      |                  | 105                           | 105                          |

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

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

23rd day of July, 19 54.

MARK R. KULP  
State Reclamation Engineer.

(SEAL)

MICROFILMED 65 2498

SEP 18 1992

4/5/1989

## SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME DAVID LITTLE FARMS INC.CLAIM IDENT. NO. A65-02498DATE RECEIVED 1/24/1990CK # NONE RPT X579999AMOUNT \$       

- |                                                                                                                                                                                                                          | YES                                            | NO                                  | Require Info? |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------|-------------------------------------|---------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                       | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 2. Is a priority date entered?                                                                                                                                                                                           | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| Is the priority date acceptable in view of mandatory filing dates?                                                                                                                                                       | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| See Adjudication Memos #1 and #4 to determine if a Permit is required.                                                                                                                                                   | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 3. (a) Is a source entered?                                                                                                                                                                                              | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                             | N/A <input checked="" type="checkbox"/>        | <input type="checkbox"/>            |               |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                      | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 5. Is there a description of the diverting works?                                                                                                                                                                        | <input checked="" type="checkbox"/> (Pay Cdn.) | <input type="checkbox"/>            |               |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.              | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| Is the period of use included?                                                                                                                                                                                           | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |               |
| Is a quantity claimed for each use?                                                                                                                                                                                      | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                  | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |               |
| 8. If required is a consumptive use entered?                                                                                                                                                                             | N/A <input type="checkbox"/>                   | <input checked="" type="checkbox"/> |               |
| Is the consumptive use correct?                                                                                                                                                                                          | N/A <input checked="" type="checkbox"/>        | <input type="checkbox"/>            |               |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A <input checked="" type="checkbox"/>        | <input type="checkbox"/>            | *             |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                               | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                    | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |               |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                    | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |               |
| 13. Are other water rights listed or "none" indicated?                                                                                                                                                                   | <input checked="" type="checkbox"/> (Rem.)     | <input checked="" type="checkbox"/> |               |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                  | N/A <input checked="" type="checkbox"/>        | <input type="checkbox"/>            |               |
| 15. Is the basis of the claim indicated?                                                                                                                                                                                 | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |               |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)                                                                                        | N/A <input checked="" type="checkbox"/>        | <input type="checkbox"/>            |               |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.                                                                                           | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 18. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                            | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 19. Was this claim filed on time, or was an extension granted?                                                                                                                                                           | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *             |
| 20. Is the fee enclosed correct?                                                                                                                                                                                         | Exempt <input checked="" type="checkbox"/>     | <input type="checkbox"/>            | *             |
| 21. If this claim is based on an existing water right, has the identification number been entered?                                                                                                                       | N/A <input checked="" type="checkbox"/>        | <input type="checkbox"/>            |               |
| 22. Should this claim be data entered?                                                                                                                                                                                   | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |               |

Claim checked by: SSDate: 6/19/90

Claim must be returned to claimant:

(Yes) ☐ (No) ☒

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Claim data entered by: SS

Sent to claimant by:

Date:

Date: 6/19/90

Date:

Checked by: SSDate: 6/19/90

Comments:

MICROFILMED

SEP 18 1992

04/07/2003

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

RIGHT NUMBER: 65-2498

NAME AND ADDRESS: VAN DEUSEN RANCH INC  
PO BOX 68  
EMMETT ID 83617

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.900 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S30 NWSW Lot 3 Within GEM County Source: GROUND WATER

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

3/15 11/15

0.900 CFS

PLACE OF USE:

IRRIGATION Within GEM County

|                          |      |                          |      |
|--------------------------|------|--------------------------|------|
| T07N R02W S02 Lot 1 NENE | 17.0 | T07N R02W S02 Lot 2 NWNE | 3.3  |
| T07N R02W S02 Lot 3 NENW | 25.0 | T07N R02W S02 SWNW       | 20.0 |
| T07N R02W S02 SENW       | 5.3  | T07N R02W S02 NWSW       | 4.0  |
| T08N R01W S19 SWNE       | 1.3  | T08N R01W S19 SENE       | 8.4  |
| T08N R01W S19 NESW       | 20.0 | T08N R01W S19 Lot 3 NWSW | 7.0  |
| T08N R01W S19 Lot 4 SWSW | 23.0 | T08N R01W S19 SESW       | 40.0 |
| T08N R01W S19 NESE       | 15.0 | T08N R01W S19 NWSE       | 25.0 |
| T08N R01W S19 SWSE       | 9.9  | T08N R01W S19 SESE       | 1.3  |
| T08N R01W S30 NENW       | 24.0 | T08N R01W S30 Lot 1 NWNW | 35.0 |
| T08N R01W S30 Lot 2 SWNW | 38.0 | T08N R01W S30 SENW       | 16.0 |
| T08N R01W S30 NESW       | 16.0 | T08N R01W S30 Lot 3 NWSW | 38.0 |
| T08N R01W S30 Lot 4 SWSW | 38.0 | T08N R01W S30 SESW       | 32.0 |
| T08N R01W S30 SWSE       | 7.0  | T08N R01W S31 NWNE       | 28.0 |
| T08N R01W S31 SWNE       | 2.4  | T08N R01W S31 SENE       | 19.0 |
| T08N R01W S31 NENW       | 6.3  | T08N R01W S31 Lot 1 NWNW | 24.0 |
| T08N R01W S31 NESE       | 4.4  | T08N R01W S32 SWNW       | 12.0 |
| T08N R01W S32 SENW       | 0.3  | T08N R01W S32 NESW       | 28.0 |
| T08N R01W S32 NWSW       | 24.0 | T08N R01W S32 SESW       | 5.6  |
| T08N R01W S32 NWSE       | 8.0  | T08N R01W S32 SWSE       | 15.0 |
| T08N R02W S25 NENE       | 1.2  | T08N R02W S25 SENE       | 19.0 |
| T08N R02W S25 SESW       | 7.0  | T08N R02W S25 NESE       | 38.0 |
| T08N R02W S25 NWSE       | 8.4  | T08N R02W S25 SWSE       | 36.0 |
| T08N R02W S25 SESE       | 39.0 | T08N R02W S35 SWNE       | 2.4  |
| T08N R02W S35 SENE       | 27.0 | T08N R02W S35 SESW       | 12.0 |
| T08N R02W S35 NESE       | 39.0 | T08N R02W S35 NWSE       | 27.0 |
| T08N R02W S35 SWSE       | 29.0 | T08N R02W S35 SESE       | 39.0 |
| T08N R02W S36 NENE       | 39.0 | T08N R02W S36 NWNE       | 39.0 |
| T08N R02W S36 SWNE       | 37.0 | T08N R02W S36 SENE       | 14.0 |

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T08N R02W S36 | NENW | 33.0 | T08N R02W S36 | NWNW | 2.1  |
| T08N R02W S36 | SWNW | 39.0 | T08N R02W S36 | SENW | 39.0 |
| T08N R02W S36 | NESW | 30.0 | T08N R02W S36 | NWSW | 39.0 |
| T08N R02W S36 | SWSW | 19.0 | T08N R02W S36 | SESW | 1.7  |
| T08N R02W S36 | NWSE | 2.9  |               |      |      |

1305.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02953, 65-02016, 65-02025, 65-02499, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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: Decreed

THE USE OF WATER ON 8N 1W S 31 SWNE AND LOT 1 NWNW IS ON STATE PUBLIC SCHOOL ENDOWMENT LAND PURSUANT TO STATE GRAZING LEASE NO. 6448; THE USE OF WATER ON 8N 1W S 31 NESE AND 7N 2W S 2 LOT 1 NENE IS ON STATE PUBLIC SCHOOL ENDOWMENT LAND PURSUANT TO STATE GRAZING LEASE NO. 6739.

**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

Water Rights: 65-2016, 65-2025,  
65-2498, 65-2499, 65-2953, 65-7061,  
65-12382 & 65-18364

**NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party – *Corporation Name Change*
- ☐ IC § 42-222 transfer
- ☐ Point of diversion      ☐ Place of use
- ☐ Period of use      ☐ Nature of use
- ☐ Split of water right      ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 4, 2003

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on April 4, 2003, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

### 1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

### 2. Copies to:

Clive Strong  
Office of the Attorney General  
Statehouse Mail  
Boise, ID 83720-0010

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

### 3. Copies to all parties to the subcase:

David Little Farms Inc      *(Former Name)*  
PO Box 68  
Emmett ID 83617

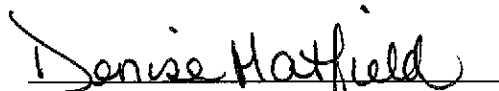
☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

Van Deusen Ranch Inc      *(Current Name)*  
PO Box 68  
Emmett ID 83617

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

John K Simpson      *(Attorney)*  
205 N 10<sup>th</sup> St, Ste 520  
PO Box 2139  
Boise ID 83701-2139

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

  
Signature of person mailing this document

Should questions arise during the processing of this application please contact:

David Shaw - ERO Resources Corp. (208) 373-7983

RECEIVED

APR 03 2003

WATER RESOURCES  
WESTERN REGION

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 65-521 \$25 -         | _____                        | _____ | 65-2025               | _____                        | _____ |
| 65-522 \$25 -         | _____                        | _____ | <b>65-2498</b>        | _____                        | _____ |
| 65-523 \$25 -         | _____                        | _____ | 65-2499               | _____                        | _____ |
| 65-524 \$25 -         | _____                        | _____ | 65-2953               | _____                        | _____ |
| 65-525 \$25 -         | _____                        | _____ | 65-7061               | _____                        | _____ |
| 65-526 \$25 -         | _____                        | _____ | 65-12382              | _____                        | _____ |
| 65-527 \$25 -         | _____                        | _____ | 65-18364              | _____                        | _____ |
| 65-2016               | _____                        | _____ |                       |                              |       |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

**OR**

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

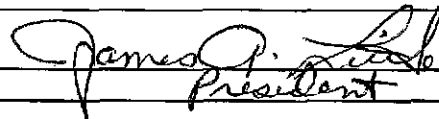
3. Name and Address of Former Owner/Claimant(s) David Little Farms, Inc.  
P.O. Box 68  
Emmett, Idaho 83617
4. New Owner/Claimant(s) Van Deusen Ranch, Inc.  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 68  
 City, State and ZIP Code Emmett, Idaho 83617
- New Telephone Number (208) 365-2220
5. Date you acquired the property 2/20/2003

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                               |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                               |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc.) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                         |
| Stock                                                                                                                   | _____                                                                      | _____                                                         |
| Domestic                                                                                                                | _____                                                                      | _____                                                         |
| Other _____                                                                                                             | _____                                                                      | _____                                                         |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                         |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                               |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                               |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc.) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                         |
| Stock                                                                                                                   | _____                                                                      | _____                                                         |
| Domestic                                                                                                                | _____                                                                      | _____                                                         |
| Other _____                                                                                                             | _____                                                                      | _____                                                         |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                         |

7. Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

  
President

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

**For Office Use Only**

Received by HH Date 4-3-03 Fee \_\_\_\_\_  
 Receipted by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_



# ARTICLES OF AMENDMENT (General Business)

To the Secretary of State of the State of Idaho  
Pursuant to Title 30, Chapter 1, Idaho Code, the undersigned  
corporation amends its articles of incorporation as follows:

FILED EFFECTIVE

03 FEB 12 PM 1:47

SECRETARY OF STATE  
STATE OF IDAHO

1. The name of the corporation is: David Little Farms Inc.

2. The text of each amendment is as follows:

To change the name of the Corporation to:

Van Deusen Ranch Inc. effective February 20, 2003

3. The date of adoption of the amendment(s) was: February 12, 2003

4. Manner of adoption (check one):

☐ The amendment consists exclusively of matters which do not require shareholder action pursuant to section 30-1-1002, Idaho Code, and was, therefore, adopted by the board of directors.

☐ None of the corporation's shares have been issued and was, therefore, adopted by the  
☐ incorporator ☐ board of directors.

☒ The number of shares outstanding and entitled to vote was 2800

The number of shares cast for and against each amendment was:

| Amended article | Shares for | Shares against |
|-----------------|------------|----------------|
|                 | 2800       | 0              |

Customer Acct #:

(if using pre-paid account)

Secretary of State use only

Dated: February 12, 2003

Signed: Gretchen S. Hyde

Typed Name: Gretchen S. Hyde

Capacity Secretary

g:\corp\forms\articles of amendment  
general business.p65  
Revised 1/2001

IDAHO SECRETARY OF STATE  
02/12/2003 05:00  
CX: 2867 CT: 138836 BH: 662535  
1 @ 38.00 = 38.00 AMEND PROF # 2

C26660

# SRBA

## SUBCASE SUMMARY REPORT 65-02498

[Return to SRBA Home Page](#)

---

SRBA  
04-03-2003

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 65-02498      FILE#: 00760  
CLAIMANT: DAVID LITTLE FARMS INC  
PO BOX 68

EMMETT      ID      83617  
STATUS: M/R/R FILED      SPECIAL MASTER: BURDICK, HON. ROGER S.  
WATER SOURCE: GROUND WATER,  
ISSUES: NAME AND ADDRESS DESCRIPTION  
WATER RIGHT RECOMMENDATION  
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.

**\*\*\*\* PARTIES INVOLVED \*\*\*\***

|                           |                                  |
|---------------------------|----------------------------------|
| DAVID LITTLE FARMS INC    | C PRO SE                         |
| IDAHO DEPARTMENT OF LANDS | O ATTY: CLIVE STRONG             |
| UNITED STATES OF AMERICA  | R ATTY: DAVID NEGRI              |
| DAVID LITTLE FARMS, INC   | R ATTY: JOHN K. SIMPSON          |
| UNITED STATES OF AMERICA  | O ATTY: US DEPARTMENT OF JUSTICE |

**\*\*\*\* ROA ENTRIES \*\*\*\***

|            |                                               |    |            |      |
|------------|-----------------------------------------------|----|------------|------|
| 01-16-2002 | OBJ 01 F/B IDAHO DEPARTMENT OF LANDS          | RB | 03-22-2002 | 0001 |
| 01-18-2002 | OBJ 02 F/B UNITED STATES OF AMERICA           |    |            | 0002 |
| 02-14-2002 | RESPONSE TO OBJ 0001 F/B UNITED STATES OF AME |    |            | 0001 |
| 02-27-2002 | ORIGINAL CLAIM FILED                          |    |            |      |
| 03-22-2002 | RESPONSE TO OBJ 0001 F/B DAVID LITTLE FARMS,  |    |            | 0002 |
| 03-22-2002 | RESPONSE TO OBJ 0002 F/B DAVID LITTLE FARMS,  |    |            | 0001 |
| 05-14-2002 | NOTICE SETTING INITIAL HEARING                | 1V | 06-25-2002 | 0915 |
| 05-24-2002 | NOTICE RESETTING INITIAL HEARING              | 1S | 06-27-2002 | 0915 |
| 05-29-2002 | ORDER VACATING EVENT ON 06252002 AT 0915      |    |            |      |
| 06-27-2002 | INITIAL HEARING HELD                          | HH | 06-27-2002 | 0915 |
| 06-27-2002 | MINUTES FILED                                 |    |            |      |
| 06-27-2002 | STANDARD FORM 5 FILED                         |    | 06-27-2002 |      |
| 06-27-2002 | AMENDED DIRECTOR'S REPORT                     |    |            |      |
|            | CHANGES: POU & ADDS LANGUAGE                  |    |            |      |
| 07-01-2002 | NOTICE BY THE UNITED STATES OF WITHDRAWAL OF  | MF | 07-01-2002 |      |
|            | RESPONSES TO OBJECTIONS                       |    |            |      |
| 03-25-2003 | REPORT & RECOMMENDATION OF MASTER             | CB | 04-28-2003 |      |
| 03-25-2003 | NOTICE OF ISSUANCE - MASTERS R&R              |    |            |      |
| 03-25-2003 | CERTIFICATE OF MAILING - MASTER R&R           |    |            |      |

---

[Return to SRBA Home Page](#)

---



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

April 4, 2003

VAN DEUSEN RANCH INC  
PO BOX 68  
EMMETT ID 83617

RE: Water Right No. 65-2016, 65-2025, 65-2498, 65-2499, 65-2953, 65-7061, 65-12382  
& 65-18364

Dear Property Owner(s):

Enclosed is a copy of the above referenced water right(s), which reflects the change in the Corporation name, for the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Hatfield".

Denise Hatfield  
Office Specialist 1  
Adjudication Section  
Western Region

DH: dh

Enclosures

cc: David Little Farms Inc  
John K Simpson, Attorney at Law

|                                                                                         |              |
|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| JUN 27 2002                                                                             |              |
| 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     | ) | Subcase No. 65-2498             |
|                | ) |                                 |
| Case No. 39576 | ) |                                 |
|                | ) | <b>STANDARD FORM 5</b>          |
|                | ) |                                 |
|                | ) | <b>STIPULATED ELEMENTS OF A</b> |
|                | ) | <b>WATER RIGHT</b>              |

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.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

**CLAIMANT/RESPONDENT:**  
David Little Farms, Inc.

**OBJECTOR(s):**  
State of Idaho - Department of Lands

 6/27/02  
John Simpson Date  
Attorney for claimant/respondent

 6/24/02  
Steven J. Schuster Date  
Deputy Attorney General  
Idaho Department of Lands

STANDARD FORM 5 - 65-2498

**OBJECTOR:**

United States of America - Dept. of Interior  
BLM

Larry A. Brown 6/22/02  
Larry Brown FSR Date  
U.S. Dept. of Justice  
Attorney for objector

**IDWR Concurrence:**

Larry A. Brown 6/27/02  
Agent Date

LR 6/27/02  
Garrick L. Baxter Date  
Deputy Attorney General  
Attorney for IDWR

06/12/2002

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

RIGHT NUMBER: 65-2498

NAME AND ADDRESS: DAVID LITTLE FARMS INC  
PO BOX 68  
EMMETT ID 83617

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.90 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S30 NWSW Lot 3 Within GEM County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
IRRIGATION

PERIOD OF USE  
3/15 11/15

QUANTITY  
0.90 CFS

PLACE OF USE:

IRRIGATION Within GEM County

|                          |      |                                     |                |
|--------------------------|------|-------------------------------------|----------------|
| T07N R02W S02 Lot 1 NENE | 17.0 | T07N R02W S02 Lot 2 NNNE            | 3.3            |
| T07N R02W S02 Lot 3 NENW | 25.0 | <del>T07N R02W S02 Lot 4 NENW</del> | <del>3.2</del> |
| T07N R02W S02 SWNW       | 20.0 | T07N R02W S02 SENW                  | 5.3            |
| T07N R02W S02 NWSW       | 4.0  | T08N R01W S19 SWNE                  | 1.3            |
| T08N R01W S19 SENE       | 8.4  | T08N R01W S19 NESE                  | 20.0           |
| T08N R01W S19 Lot 3 NWSW | 7.0  | T08N R01W S19 Lot 4 SWSE            | 23.0           |
| T08N R01W S19 SESW       | 40.0 | T08N R01W S19 NESE                  | 15.0           |
| T08N R01W S19 NWSE       | 25.0 | T08N R01W S19 SWSE                  | 9.9            |
| T08N R01W S19 SESE       | 1.3  | T08N R01W S30 NNNE                  | 24.0           |
| T08N R01W S30 Lot 1 NENW | 38.0 | T08N R01W S30 Lot 2 SWNW            | 38.0           |
| T08N R01W S30 SENW       | 16.0 | T08N R01W S30 NWSE                  | 16.0           |
| T08N R01W S30 Lot 3 NWSW | 38.0 | T08N R01W S30 Lot 4 SWSE            | 38.0           |
| T08N R01W S30 SESW       | 32.0 | T08N R01W S30 SWSE                  | 7.0            |
| T08N R01W S31 NNNE       | 28.0 | T08N R01W S31 SWNE                  | 2.4            |
| T08N R01W S31 SENE       | 19.0 | T08N R01W S31 NENW                  | 6.3            |
| T08N R01W S31 Lot 1 NNNE | 24.0 | T08N R01W S32 SWNW                  | 12.0           |
| T08N R01W S32 SENW       | 0.3  | T08N R01W S32 NESE                  | 28.0           |
| T08N R01W S32 NWSW       | 24.0 | T08N R01W S32 SESE                  | 5.6            |
| T08N R01W S32 NWSE       | 8.0  | T08N R01W S32 SWSE                  | 15.0           |
| T08N R02W S25 NENE       | 1.2  | T08N R02W S25 SENE                  | 19.0           |
| T08N R02W S25 SESW       | 7.0  | T08N R02W S25 NESE                  | 36.0           |
| T08N R02W S25 NWSW       | 8.4  | T08N R02W S25 SWSE                  | 36.0           |
| T08N R02W S25 SESE       | 39.0 | T08N R02W S35 SWNE                  | 2.4            |
| T08N R02W S35 SENE       | 27.0 | T08N R02W S35 SESE                  | 12.0           |
| T08N R02W S35 NESE       | 39.0 | T08N R02W S35 NWSE                  | 27.0           |
| T08N R02W S35 SWSE       | 29.0 | T08N R02W S35 SESE                  | 39.0           |
| T08N R02W S36 NENE       | 39.0 | T08N R02W S36 NNNE                  | 39.0           |
| T08N R02W S36 SWNE       | 37.0 | T08N R02W S36 SENE                  | 14.0           |
| T08N R02W S36 NENW       | 33.0 | T08N R02W S36 NNNE                  | 2.1            |
| T08N R02W S36 SWNW       | 39.0 | T08N R02W S36 SENW                  | 39.0           |
| T08N R02W S36 NWSE       | 30.0 | T08N R02W S36 NWSW                  | 39.0           |
| T08N R02W S36 SWSE       | 19.0 | T08N R02W S36 SESE                  | 1.7            |
| T08N R02W S36 NWSE       | 2.9  | T08N R01W S31 NESE                  | 4.4            |

1305.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02953, 65-02016, 65-02025, 65-02499, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

*FWP RAB*  
*LS JKS RB SJS*

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

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 - Deceased

THE USE OF WATER ON 8N 1W S 31 SWNE AND LOT 1 NWNW IS ON  
STATE PUBLIC SCHOOL ENDOWMENT LAND PURSUANT TO STATE  
GRAZING LEASE NO. 6448; THE USE OF WATER ON 8N 1W S 31 NESE AND  
7N 2W S 2 LOT 1 NENE IS ON STATE PUBLIC SCHOOL ENDOWMENT LAND  
PURSUANT TO STATE GRAZING LEASE NO. 6739.

*For AS*

*24  
JKS  
AB  
SJS*

## CERTIFICATE OF MAILING

I certify that on 6-27, 2002, I mailed the original and copies of this form, 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 *hand delivered*  
Twin Falls, Idaho 83303-2707

2. Copies to:

Office of the Attorney General  
Natural Resource Division  
Idaho Department of Lands  
P.O. Box 83720  
Boise, ID 83720-0050  
Attn: Steven J. Schuster

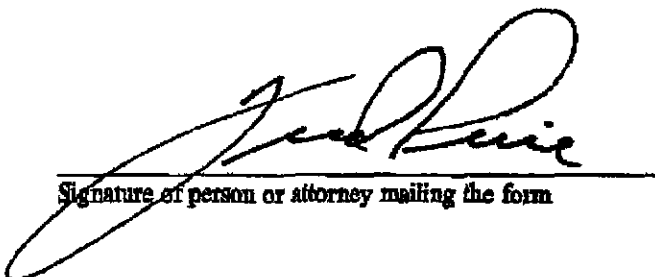
David L. Negri  
United States Department of Justice  
Environment & Natural Resources Division  
General Litigation Section  
550 W. Fort St., MSC 033 *hand delivered*  
Boise, ID 83724

David W. Gehlert  
Trial Attorney, General Litigation Section  
Environment & Natural Resources Division  
U.S. Dept. of Justice  
999 18<sup>th</sup> Street, Suite N945  
Denver, CO 80202

John K. Simpson  
P.O. Box 2139  
Boise, ID 83701-2139  
*hand delivered*

USDI - BLM  
Environment & Natural Resources Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

IDWR Repository  
P.O. Box 83720  
Boise, ID 83720  
*hand delivered*

  
\_\_\_\_\_  
Signature of person or attorney mailing the form

06/14/2002

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

RIGHT NUMBER: 65-2498

NAME AND ADDRESS: DAVID LITTLE FARMS INC  
PO BOX 68  
EMMETT ID 83617

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.90 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

. T08N R01W S30 NWSW Lot 3 Within GEM County

PURPOSE AND  
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

3/15 11/15

0.900 CFS

PLACE OF USE:

IRRIGATION Within GEM County

|                     |      |      |                     |      |      |
|---------------------|------|------|---------------------|------|------|
| T07N R02W S02 Lot 1 | NENE | 17.0 | T07N R02W S02 Lot 2 | NWNE | 3.3  |
| T07N R02W S02 Lot 3 | NENW | 25.0 | T07N R02W S02       | SWNW | 20.0 |
| T07N R02W S02       | SENE | 5.3  | T07N R02W S02       | NWSW | 4.0  |
| T08N R01W S19       | SWNE | 1.3  | T08N R01W S19       | SENE | 8.4  |
| T08N R01W S19       | NESW | 20.0 | T08N R01W S19 Lot 3 | NWSW | 7.0  |
| T08N R01W S19 Lot 4 | SWSW | 23.0 | T08N R01W S19       | SESW | 40.0 |
| T08N R01W S19       | NESE | 15.0 | T08N R01W S19       | NWSE | 25.0 |
| T08N R01W S19       | SWSE | 9.9  | T08N R01W S19       | SESE | 1.3  |
| T08N R01W S30       | NENW | 24.0 | T08N R01W S30 Lot 1 | NWNW | 35.0 |
| T08N R01W S30 Lot 2 | SWNW | 38.0 | T08N R01W S30       | SENE | 16.0 |
| T08N R01W S30       | NESW | 16.0 | T08N R01W S30 Lot 3 | NWSW | 38.0 |
| T08N R01W S30 Lot 4 | SWSW | 38.0 | T08N R01W S30       | SESW | 32.0 |
| T08N R01W S30       | SWSE | 7.0  | T08N R01W S31       | NWNE | 28.0 |
| T08N R01W S31       | SWNE | 2.4  | T08N R01W S31       | SENE | 19.0 |
| T08N R01W S31       | NENW | 6.3  | T08N R01W S31 Lot 1 | NWNW | 24.0 |
| T08N R01W S32       | SWNW | 12.0 | T08N R01W S32       | SENE | 0.3  |
| T08N R01W S32       | NESW | 28.0 | T08N R01W S32       | NWSW | 24.0 |
| T08N R01W S32       | SESW | 5.6  | T08N R01W S32       | NWSE | 8.0  |
| T08N R01W S32       | SWSE | 15.0 | T08N R02W S25       | NENE | 1.2  |
| T08N R02W S25       | SENE | 19.0 | T08N R02W S25       | SESW | 7.0  |
| T08N R02W S25       | NESE | 38.0 | T08N R02W S25       | NWSE | 8.4  |
| T08N R02W S25       | SWSE | 36.0 | T08N R02W S25       | SESE | 39.0 |
| T08N R02W S35       | SWNE | 2.4  | T08N R02W S35       | SENE | 27.0 |
| T08N R02W S35       | SESW | 12.0 | T08N R02W S35       | NESE | 39.0 |
| T08N R02W S35       | NWSE | 27.0 | T08N R02W S35       | SWSE | 29.0 |
| T08N R02W S35       | SESE | 39.0 | T08N R02W S36       | NENE | 39.0 |
| T08N R02W S36       | NWNE | 39.0 | T08N R02W S36       | SWNE | 37.0 |
| T08N R02W S36       | SENE | 14.0 | T08N R02W S36       | NENW | 33.0 |
| T08N R02W S36       | NWNW | 2.1  | T08N R02W S36       | SWNW | 39.0 |
| T08N R02W S36       | SENE | 39.0 | T08N R02W S36       | NESW | 30.0 |
| T08N R02W S36       | NWSW | 39.0 | T08N R02W S36       | SWSW | 19.0 |
| T08N R02W S36       | SESW | 1.7  | T08N R02W S36       | NWSE | 2.9  |

1300.8 ACRES TOTAL

06/14/2002

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

---

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1300.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02953, 65-02016, 65-02025, 65-02499, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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: Decreed

THE USE OF WATER ON 8N 1W S 31 SWNE AND LOT 1 NWNW IS ON STATE PUBLIC SCHOOL ENDOWMENT LAND PURSUANT TO STATE GRAZING LEASE NO. 6448; THE USE OF WATER ON 8N 1W S 31 NESE AND 7N 2W S 2 LOT 1 NENE IS ON STATE PUBLIC SCHOOL ENDOWMENT LAND PURSUANT TO STATE GRAZING LEASE NO. 6739.

# Idaho Dept. of Water Resources

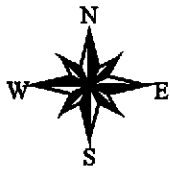
Claim No(s): 65-2016,  
65-2025, 65-2498,  
65-2499, 65-2953,  
65-7061, 65-12382  
T8N, R1W, S 19, 30, 31, 32  
T8N, R2W, S 25, 35, 36  
T7N, R2W, S 2

Prepared by: Sue Bock

Date: 6/11/2002

\*per SF5

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



0.7 0 0.7 1.4 2.1 Miles



1987 NAPP Photo

**Bock, Susan**

---

**From:** Baxter, Garrick  
**Sent:** Tuesday, June 11, 2002 2:49 PM  
**To:** Bock, Susan  
**Subject:** FW: Basin 65

-----Original Message-----

**From:** Steve Schuster [mailto:sschuster@idl.state.id.us]  
**Sent:** Tuesday, June 11, 2002 2:43 PM  
**To:** 'Baxter, Garrick'  
**Subject:** RE: Basin 65

Little Details: (1) For 65-7061, 2016, 2025, 12382, 2498, 2499, 2953, should say: "The use of water on 8N 1W S 31 SWNE and Lot 1 NWNW is on State public school endowment land pursuant to State Grazing Lease No. 6448; the use of water on 8N 1W S31 NESE and 7N2W S2 Lot 1 NENE . . . . pursuant to State Grazing Lease No. 6739."

Explanation (as I understand it): (1) SWNE corrects our erroneous recitation of SENE, correcting our error in objection; (2) Note that of four total parcels of State, two different grazing leases involved, as shown; (3) G-6739 is actually to "V. Dot Cattle Company" c/o Jim Little. I do not think that the name of the entity holding the lease needs to be the same as that holding the water right because there is authorization to use the State land. Let me know what you think about that if there is a problem. (4) G-6448 is to David Little Farms, Inc. as on the water right.

**BONUS TRACKS:**

(1) 65-7110, Haw Creek Ranch (Little's daughter, lease info sent c/o David Little); Use on State land pursuant to G-6726 for T7N R1W S8 SENW;

(2) 65-533, Little Land and Cattle Co. Can be resolved with comment as above, "Use on T9N R 1E S27NWSW. . . . pursuant to State Grazing Lease No. 6446."

Does this help? Let me know.

Thanks.

-----Original Message-----

**From:** Baxter, Garrick [mailto:gbaxter@idwr.state.id.us]  
**Sent:** Tuesday, June 11, 2002 9:00 AM  
**To:** 'Steve Schuster'  
**Subject:** RE: Basin 65

Hi Steve,

I do think it is safe to start the SF5. If you get me the land lease numbers, I'll have the agent start working on it. So to recap the what the SF5 will do:

1. Remove the BLM acres
2. Remove the 4.4 acres in 8N 1W S31 NESE 1304
3. Add comment: "THE USE OF WATER ON 8N 1W S31 SWNE, 7N 2W S2 LOT 1 NENE, 8N 1W S31 LOT 1 NWNW IS ON STATE PUBLIC SCHOOL ENDOWMENT LAND PURSUANT TO LEASE NOS. \*\*\*."

## 4. Reduce total acres to 1,300.8

-----Original Message-----

**From:** Steve Schuster [mailto:sschuster@idl.state.id.us]

**Sent:** Monday, June 10, 2002 1:21 PM

**To:** Garrick Baxter (gbaxter@idwr.state.id.us)

**Subject:** Basin 65

Well, I called the court about the hearing notices for Basin 65, and they said they sent them to Clive Strong, i.e. they sent them to the repository and they thought that was enough since his name was also on the Objection. They had sent me notices in Basin 31, but for 65, they changed their minds (different clerks?). They also said they would give me a copy of Cushman's docket sheet so I had all the notices in one place, but that is not here yet. I'll try to get the notices from Central.

I left a message for John Simpson Friday -- he is gone until Thurs., but will be calling in. Do you think its safe to go ahead and start the SF-5's for these? All can be resolved with the "Use on State land pursuant to . . . ." comment on amended Director's report, once we get the legal for the objection corrected in the SF-5. But I hate to do the work until I hear from John.

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 39576

) Subcase 65-2498

) (Insert the Subcase number from the  
) Objection to which you are responding)

) STANDARD FORM 2

) RESPONSE TO OBJECTION

INSTRUCTIONS

This form must be used to file a response to any objection filed against a water right recommended in a Director's Report. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number listed as the "Subcase" on the objection you are responding to must be inserted above as the "Subcase." You may respond to all objections filed against one water right using one response form. But you must use a **separate form for each different water right**. If you choose to file one form to respond to all objections filed against the same water right, your response should cover every issue raised in all the objections.

You must file your response by the deadline shown in the notice that IDWR mailed to you. The response must be received by the court on or before the deadline specified. Instructions for mailing this response are found at Page 5 and must be strictly followed.

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.

Any party physically filing 25 or more responses must contact the Clerk of the SRBA Court no later than 14 days before the filing deadline and arrange an appointment to file multiple responses.

By filing a response form, you are certifying that the response is well-grounded in fact; that it 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 needlessly increase in the cost of litigation.

RECEIVED

MAR 27 2002

WATER RESOURCES  
WESTERN REGION

## I. GENERAL INFORMATION

Please fill in the following information:

1. *Party/Claimant responding:*

Name: David Little Farms, Inc.

Address: P.O. Box 68

Emmett, Idaho 83617

Phone: Work: (208) 365-2220 Home: \_\_\_\_\_

Briefly describe your interest in this water right:

Claimant

If this response is filed by an attorney:

Attorney Name: John K. Simpson

Attorney Address: Barker, Rosholt & Simpson

P.O. Box 2139, Boise, Idaho 83701-2139

Attorney Phone No.: (208) 336-0700

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

2. *Party/Claimant who filed objection:*

Name: United States of America acting through the Department of Interior  
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way  
Boise, Idaho 83709-1657

Name: Idaho Department of Lands  
Address: 954 West Jefferson Street  
P.O. Box 83720  
Boise, Idaho 83720-0050

## II. STATEMENT OF THE RESPONSE

Please check each box which identifies your 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:
  - ☐ 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 respond to the objection concerning the priority date.
5. ☐ **Point(s) of Diversion:** I respond to the objection concerning the legal description of the point(s) of diversion.
6. ☐ **Instream Flow:** I respond to the objection concerning the legal description of the beginning and ending points of the instream flow.
7. ☐ **Purpose(s) 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:
  - ☒ a. the legal description of the place of use; or
  - ☐ b. the number of irrigated acres within each 40-acre subdivision.
10. ☐ **Consumptive Use:** I respond to the objection concerning the annual volume of consumptive use.
11. **Water Right Recommendation:** I respond to the objection concerning:
  - ☐ a. this water right being recommended at all; or
  - ☒ b. this water right not being recommended.

12. ☐ **Description of Reservation:** I respond to the objection concerning the legal description of the reservation.
13. ☐ **Other:** I respond to the objection concerning:

### REASONS SUPPORTING EACH BOX CHECKED

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

1. Claimant is the lessee of certain lands owned by the State of Idaho which claimant wishes to continue to irrigate. Claimant no longer plans to irrigate 4.4 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec 31, T8N, R1W, B.M. and those 4.4 acres should be removed from claimant's water right. Claimant denies the State of Idaho owns the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec 31, T8N, R1W, B.M. and the water right associated with that place of use should remain in claimant's name.
- 9.a. The place of use for this water right inadvertently included 3.2 acres of land owned by the United States. The place of use for this water right should be modified to exclude the 3.2 acres of land owned by the United States in Gov't Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ ), Sec 2, T7N, R2W, B.M. and those lands will no longer be irrigated.

### 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 4.4 acres of irrigation in NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec 31, T8N R1W, B.M. and the 3.2 acres of irrigation in Gov't Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ ), Sec 2 T7N R2W, B.M. should be removed from the description of this water right and the total irrigated acres should be reduced to 1,300.8 acres.

Note: You should attach copies of documents which support your response. 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.

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

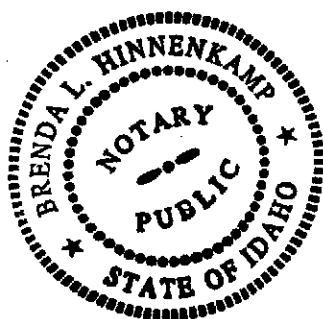
John K. Simpson, duly sworn, upon oath, deposes and says:  
(Name of person filing response)

That I am the party/claimant filing this response (as listed on Page 2, Section 1, "Party/Claimant responding"), that I am a water claimant or party in this proceeding as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant responding, and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

\_\_\_\_\_  
Signature of person filing response

[Signature]  
\_\_\_\_\_  
Attorney signing in representative capacity

Subscribed and sworn to before me on: March 21, 2002



Brenda L. Hinnenkamp

Notary Public for Idaho  
Residing at: Boise  
My Commission expires: 9/2004

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

### CERTIFICATE OF MAILING

I certify that on March 22, 2002, I mailed the original and copies of this response, 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  
PO Box 2707  
Twin Falls, ID 83303-2707

2. One copy to the party who filed the objection, or if represented by an attorney, to their attorney at the following address:

Name: Larry A. Brown  
Address: United States Department of Justice  
Environment and Natural Resource Division  
General Litigation Section  
550 West Fort Street, MSC 033  
Boise, ID 83724

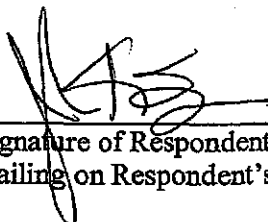
Name: Steven J. Schuster, Deputy Attorney General  
Address: Idaho Department of Lands  
954 West Jefferson Street  
P.O. Box 83720  
Boise, ID 83720-0050

3. Copies to:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

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

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, MCS 033  
Boise, ID 83724

  
\_\_\_\_\_  
Signature of Respondent or attorney  
mailing on Respondent's behalf

RECEIVED

FEB 14 2002

Department of Water Resources

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 No. 65-02498

Case No. 39576 )

STANDARD FORM 2

RESPONSE TO OBJECTION

RECEIVED

FEB 19 2002

WATER RESOURCES  
WESTERN REGION

B. NAME AND ADDRESS OF PERSON RESPONDING:

Name: United States of America, acting through the USDA Forest Service  
Address: 550 W. Fort St. MSC 033  
Boise, ID 83724

Name and Address of Attorney:

Attorney Name: David L. Negri  
Attorney Address: United States Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
550 W. Fort St. MSC 033  
Boise, ID 83724  
Attorney Phone: (208) 331-5943

C. NAME AND ADDRESS OF PERSON WHO FILED OBJECTION TO WHICH YOU  
ARE RESPONDING:

Name: Idaho Department of Lands  
Address: 954 West Jefferson Street  
P.O. Box 83720  
Boise, ID 83720-0050

D. I am responding to the objection(s) to the following elements:

1. ☒ Name and Address
2. ☐ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
11. Recommendation:
  - ☐ This water right should not exist
  - ☐ This water right was not recommended, but should be recommended with the elements described above.

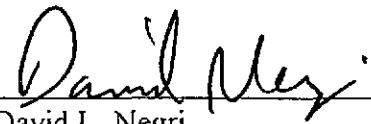
VERIFICATION

State of Idaho )  
                          ) ss.  
County of Ada)

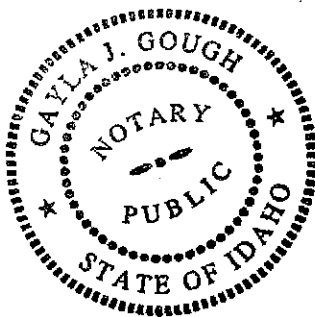
MICHAEL COLLETTE, duly sworn, upon oath, deposes and says:

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

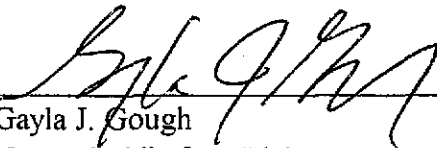
  
Michael Collette

  
David L. Negri  
United States Department of Justice

Subscribed and sworn to before me on: February 12, 2001



(seal)

  
Gayla J. Gough  
Notary Public for: Idaho  
Residing at: Kuna, Idaho  
My Commission Expires: 11-17-2004

## CERTIFICATE OF MAILING

I certify that on February 12, 2002, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original by U.S. Mail to:

Clerk of the District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

2. One copy by U.S. Mail to the claimant of the water right at the following address:

David Little Farms Inc.  
P.O. Box 68  
Emmett, Idaho 83617

3. One copy by U.S. Mail to the party who filed the objection at the following address:

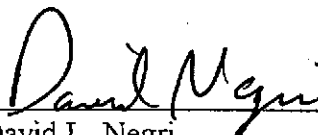
Steven J. Shuster  
Deputy Attorney General  
Idaho Department of Lands  
954 West Jefferson Street  
P.O. Box 83720  
Boise, Idaho 83720-0050

4. Copies by U.S. Mail to:

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

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

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

  
\_\_\_\_\_  
David L. Negri

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

Case No. 39576

A. Subcase 65-02498

(Insert water right number)

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  
Land Management, Idaho State Office

Address: 1387 South Vinnell Way  
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

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

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

Name: David Little Farms Inc.

Address: P.O. Box 68; Emmett ID 83617

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

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

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: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

**E. REASONS SUPPORTING OBJECTION(S):**

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

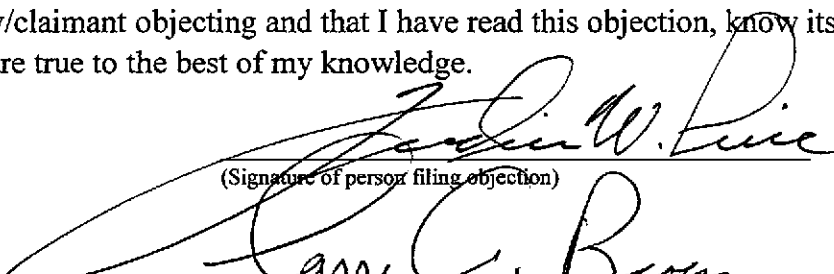
F.

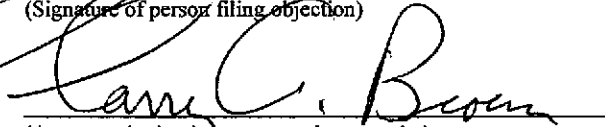
**VERIFICATION (Must be Completed)**

State of Idaho )  
                  ) ss.  
County of Ada)

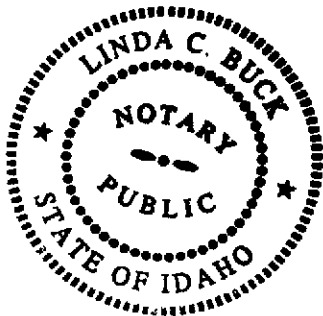
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

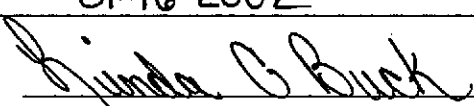
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

  
(Signature of person filing objection)

  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 01-16-2002



  
Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

## 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 Jan, 18, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

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:

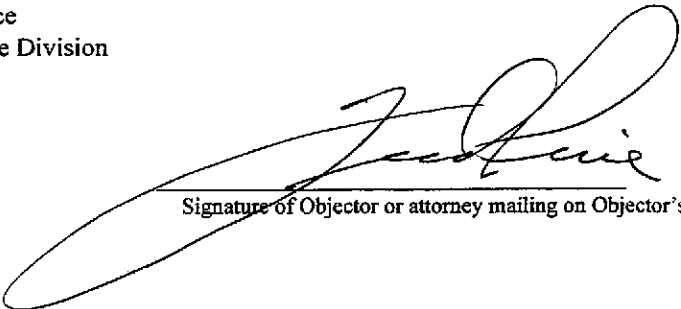
Name: David Little Farms Inc.  
Address: P.O. Box 68; Emmett ID 83617  
Name:  
Address;;  
Name:  
Address;;  
Name:  
Address;;

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

08/31/2001

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

---

RIGHT NUMBER: 65-2498

NAME AND ADDRESS: DAVID LITTLE FARMS INC  
PO BOX 68  
EMMETT ID 83617

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.900 CFS

PRIORITY DATE: 08/31/1948

POINT OF  
DIVERSION:

T08N R01W S30 NWSW Lot 3 Within GEM County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
IRRIGATION

PERIOD OF USE  
3/15 11/15

QUANTITY  
0.900 CFS

RECEIVED

JAN 16 2002

Department of Water Resources

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 65-2498

Case No. 39576

STANDARD FORM 1  
OBJECTION

RECEIVED

JAN 18 2002

WATER RESOURCES  
WESTERN REGION

NAME AND ADDRESS OF PERSON OBJECTING

Name: Idaho Department of Lands  
Address: 954 West Jefferson Street  
PO Box 83720  
Boise, Idaho 83720-0050

Daytime Phone: (208) 334-0200

Name & Address of Attorney, if any:

Attorney Name: ALAN G. LANCE  
Attorney General  
CLIVE J. STRONG  
Deputy Attorney General  
Chief, Natural Resources Division  
STEVEN J. SCHUSTER  
Deputy Attorney General  
Idaho Department of Lands  
Attorney Address: 954 West Jefferson Street  
PO Box 83720  
Boise, Idaho 83720-0050  
Attorney Phone No. (208) 334-0200  
Idaho State Bar # 3453

## CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: David Little Farms Inc.  
Address: PO Box 68  
Emmett, Idaho 83617

I object to the following elements as recommended in the Director's Report.

1. ☒ **Name and Address**  
Should be: Idaho Department of Lands  
954 West Jefferson Street  
PO Box 83720  
Boise, Idaho 83720-0050
2. ☐ **Source**  
Should be: As claimed
3. ☐ **Quantity**  
Should be: As claimed
4. ☐ **Priority Date**  
Should be: As claimed
5. ☐ **Point(s) of Diversion**  
Should be: As claimed
6. ☐ **Instream Flow Description**  
Should be: As claimed
7. ☐ **Purpose(s) of Use**  
Should be: As claimed
8. ☐ **Period of Year**  
Should be: As claimed
9. ☐ **Place of Use**  
Should be: As claimed
10. **I object because:**
  - ☐ This water right should not exist.
  - ☒ This water right was not recommended, but should be recommended with the elements described above.

## REASONS SUPPORTING OBJECTION(S):

The State of Idaho, through the Idaho Department of Lands, is the owner of a portion of the land upon which use is claimed. This land is State Public School endowment land. This land is more particularly described as the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 2, Township 7 North, Range 2 West, Boise Meridian, and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 31, Township 8 North, Range 1 West, Boise Meridian. The claimant does not have a valid water right for use on the endowment land because a private claim cannot be made on such lands.

## VERIFICATION

State of Idaho            )  
                                  ) ss.  
County of Ada            )

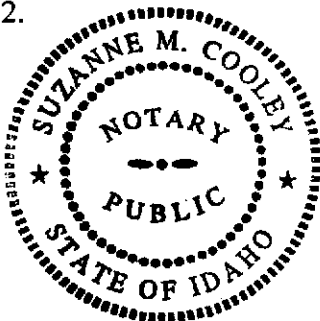
Steven J. Schuster, duly sworn, upon oath, deposes and says:

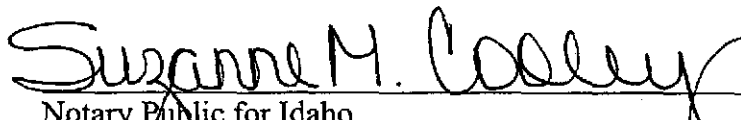
That the State of Idaho, Department of Lands, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Lands which is a party/claimant in this proceeding as defined by I.C. § 42-1401A (1) and (6), and I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

ALAN G. LANCE  
Attorney General  
CLIVE J. STRONG  
Deputy Attorney General  
STEVEN J. SCHUSTER  
Deputy Attorney General  
Idaho Department of Lands

  
STEVEN J. SCHUSTER  
Deputy Attorney General  
Idaho Department of Lands

Subscribed and sworn to before me on this 15<sup>th</sup> day of January, 2002.



  
Notary Public for Idaho  
Residing at: Boise, ID  
My Commission expires: 7-22-2002

## CERTIFICATE OF MAILING

I certify that on this 15<sup>th</sup> day of January, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: David Little Farms Inc.  
Address: PO Box 68  
Emmett, Idaho 83617

3. Copies to:

IDWR Document Depository  
PO Box 83720  
Boise, Idaho 83720-0098

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

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

  
STEVEN J. SCHUSTER  
Deputy Attorney General  
Idaho Department of Lands

10/10/2000

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

RIGHT NUMBER: 65-2498

NAME AND ADDRESS: DAVID LITTLE FARMS INC  
PO BOX 68  
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.9 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION: T08N R01W S30 LOT 3 NWSW Within GEM County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 3-15 11-15           | 0.90 CFS        |

PLACE OF USE:

IRRIGATION Within GEM County

|               |       |      |     |               |       |      |     |
|---------------|-------|------|-----|---------------|-------|------|-----|
| T07N R02W S2  |       | SWNW | 20  | T07N R02W S2  |       | SENE | 5.3 |
| T07N R02W S2  |       | NWSW | 4   | T07N R02W S2  | LOT 1 | NENE | 17  |
| T07N R02W S2  | LOT 2 | NWNE | 3.3 | T07N R02W S2  | LOT 3 | NENW | 25  |
| T07N R02W S2  | LOT 4 | NWNW | 3.2 | T08N R01W S19 |       | SWSE | 9.9 |
| T08N R01W S19 |       | SESE | 1.3 | T08N R01W S19 |       | SWNE | 1.3 |
| T08N R01W S19 |       | SENE | 8.4 | T08N R01W S19 |       | NESW | 20  |
| T08N R01W S19 |       | NWSE | 25  | T08N R01W S19 |       | NESE | 15  |
| T08N R01W S19 |       | SESW | 40  | T08N R01W S19 | LOT 3 | NWSW | 7   |
| T08N R01W S19 | LOT 4 | SWSW | 23  | T08N R01W S30 |       | NENW | 24  |
| T08N R01W S30 |       | SENE | 16  | T08N R01W S30 |       | NESW | 16  |
| T08N R01W S30 |       | SESW | 32  | T08N R01W S30 |       | SWSE | 7   |
| T08N R01W S30 | LOT 1 | NWNW | 35  | T08N R01W S30 | LOT 2 | SWNW | 38  |
| T08N R01W S30 | LOT 3 | NWSW | 38  | T08N R01W S30 | LOT 4 | SWSW | 38  |
| T08N R01W S31 |       | NENW | 6.3 | T08N R01W S31 |       | NWNE | 28  |
| T08N R01W S31 |       | SWNE | 2.4 | T08N R01W S31 |       | SENE | 19  |
| T08N R01W S31 |       | NESE | 4.4 | T08N R01W S31 | LOT 1 | NWNW | 24  |
| T08N R01W S32 |       | SWNW | 12  | T08N R01W S32 |       | SENE | 0.3 |
| T08N R01W S32 |       | NWSW | 24  | T08N R01W S32 |       | NESW | 28  |
| T08N R01W S32 |       | NWSE | 8   | T08N R01W S32 |       | SESW | 5.6 |
| T08N R01W S32 |       | SWSE | 15  | T08N R02W S25 |       | SESE | 39  |
| T08N R02W S25 |       | NENE | 1.2 | T08N R02W S25 |       | SENE | 19  |
| T08N R02W S25 |       | NWSE | 8.4 | T08N R02W S25 |       | NESE | 38  |
| T08N R02W S25 |       | SESW | 7   | T08N R02W S25 |       | SWSE | 36  |
| T08N R02W S35 |       | SWNE | 2.4 | T08N R02W S35 |       | SENE | 27  |
| T08N R02W S35 |       | NWSE | 27  | T08N R02W S35 |       | NESE | 39  |
| T08N R02W S35 |       | SESW | 12  | T08N R02W S35 |       | SWSE | 29  |
| T08N R02W S35 |       | SESE | 39  | T08N R02W S36 |       | NWNW | 2.1 |

|               |      |    |               |      |     |
|---------------|------|----|---------------|------|-----|
| T08N R02W S36 | NENW | 33 | T08N R02W S36 | NWNE | 39  |
| T08N R02W S36 | NENE | 39 | T08N R02W S36 | SWNW | 39  |
| T08N R02W S36 | SEnw | 39 | T08N R02W S36 | SWNE | 37  |
| T08N R02W S36 | SENE | 14 | T08N R02W S36 | NWSW | 39  |
| T08N R02W S36 | NESW | 30 | T08N R02W S36 | NWSE | 2.9 |
| T08N R02W S36 | SWSW | 19 | T08N R02W S36 | SESW | 1.7 |

1308.4 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1308.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02025, 65-02953, 65-02016, 65-02499, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

00:31:28  
06/02/00  
115

PAGE: 16  
PROFILE REPORT

CLAIM NUMBER: A65-02498

| OWNER CODE | NAME & ADDRESS         | PRIORITY DATE | WATER USE  | USE PERIOD FROM TO | DIVERSION RATE   | DIVERSION VOLUME |
|------------|------------------------|---------------|------------|--------------------|------------------|------------------|
| C          | DAVID LITTLE FARMS INC | 08/31/1948    | IRRIGATION | 03-15 11-15        | 0.900 CFS        |                  |
|            |                        |               |            |                    | TOTAL DIVERSION: | 0.900 CFS        |
|            |                        |               |            |                    | CONSUMPTIVE USE: | 367.50 AFA       |

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T08N R01W S30 Lot03( NWSW)

GEM County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |       |       | SE |    |    |             |   |       |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|-------|-------|----|----|----|-------------|---|-------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt    | Ac    | Lt | Ac | Lt | Ac          | : | SUM   |
| 08N | 01W | 30 | : |    |    |    |    |    |    |    |    |    |    | 03-30 | 04-26 | 24 |    |    |             | : | 80.0  |
| 08N | 02W | 25 | : |    |    |    |    |    |    |    |    |    |    |       |       |    |    |    | 25          | : | 25.0  |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |       |       |    |    |    | TOTAL ACRES | : | 105.0 |

POU County: GEM

Non-Irrigation Uses: N/A

Other Rights: A65-02016

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-2016 SHALL PROVIDE NO MORE THAN 02 CFS/ACRE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:  
Presumption Flag:

QNT E14 modify  
.02 CFS per acre  
@ Field headgate  
65-12382  
2025  
2953  
2016  
2499  
7061

POU 1  
E14  
K06

C18

not needed

10/9/00

## Acres Review analysis sheet

## Little Farms

Based on a ppu for claim nos.:65-12382, 65-02016, 65-02498, 65-02025, 65-02499, 65-07061,65-02953

[illegible]

WR5809NP  
No. 65-02498

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 06/02/00  
PAGE: 10

| OWNER<br>CODE    | NAME & ADDRESS                                            | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | DAVID LITTLE FARMS INC.<br>P.O. BOX 68<br>EMMETT ID 83617 | 08/31/1948       | IRRIGATION | 03/15 11/15           | 0.900 CFS         |                     |
| TOTAL DIVERSION: |                                                           |                  |            |                       | 0.900 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T08N R01W S30 Lot 03( )

GEM County

Place of use Legal Description for: IRRIGATION

|             |        | NE |    |    |    | NW |    |    |    | SW |    |       |       | SE |    |    |       |      |
|-------------|--------|----|----|----|----|----|----|----|----|----|----|-------|-------|----|----|----|-------|------|
| T           | R S    | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt    | Ac    | Lt | Ac | Lt | Ac    | SUM  |
| 08N         | 01W 30 | :  |    | :  |    | :  |    | :  |    | :  |    | 03-30 | 04-26 | 24 | :  |    |       | 80.0 |
| 08N         | 02W 25 | :  |    | :  |    | :  |    | :  |    | :  |    |       |       |    | 25 |    |       | 25.0 |
| TOTAL ACRES |        |    |    |    |    |    |    |    |    |    |    |       |       |    |    |    | 105.0 |      |

Pou County: GEM

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-2016 SHALL PROVIDE NO  
MORE THAN .02 CFS/ACRE.

Dates: App. Received: Priority Date: 08/31/1948  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee: