

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

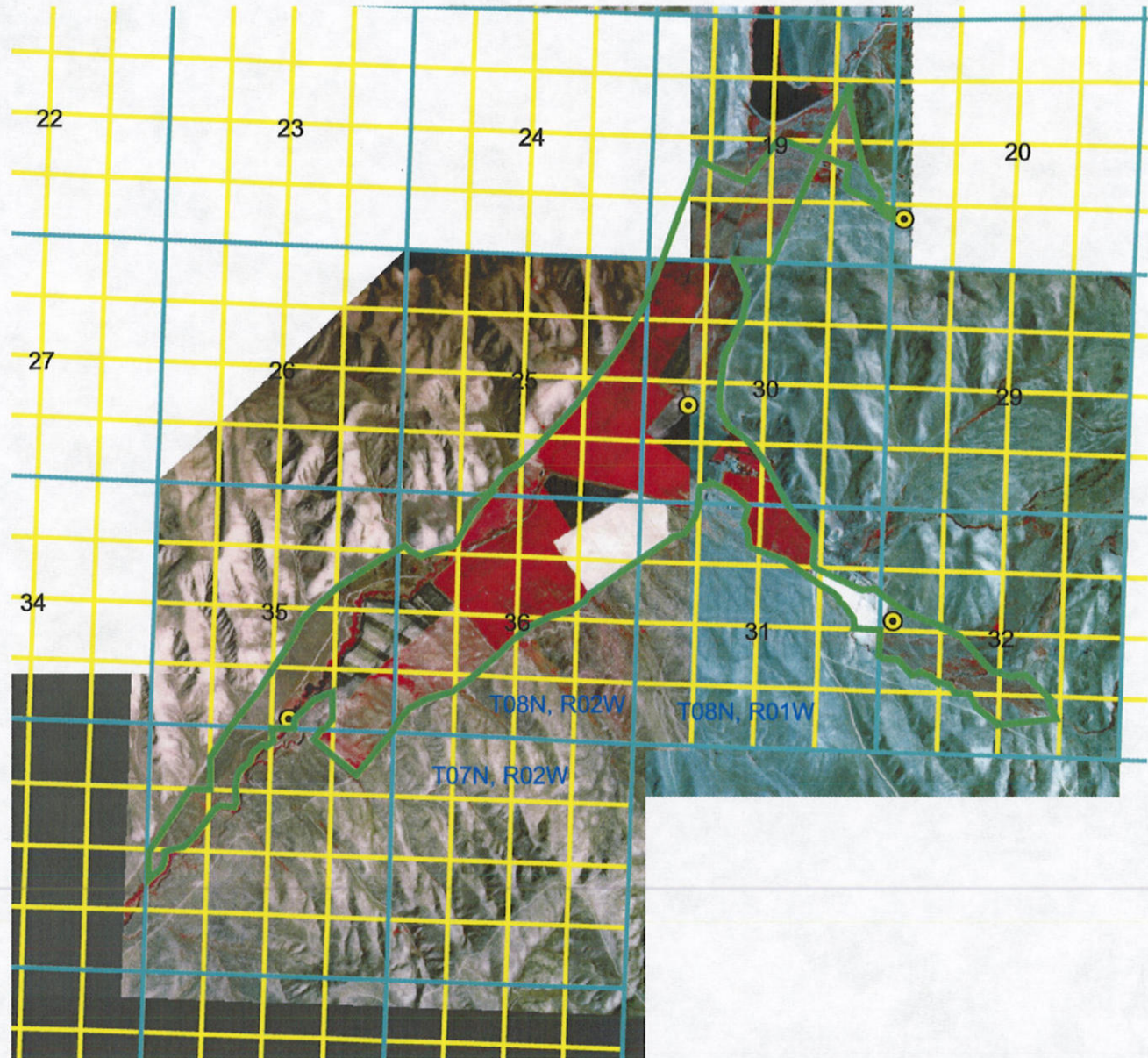
Date: 6/11/2002

*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

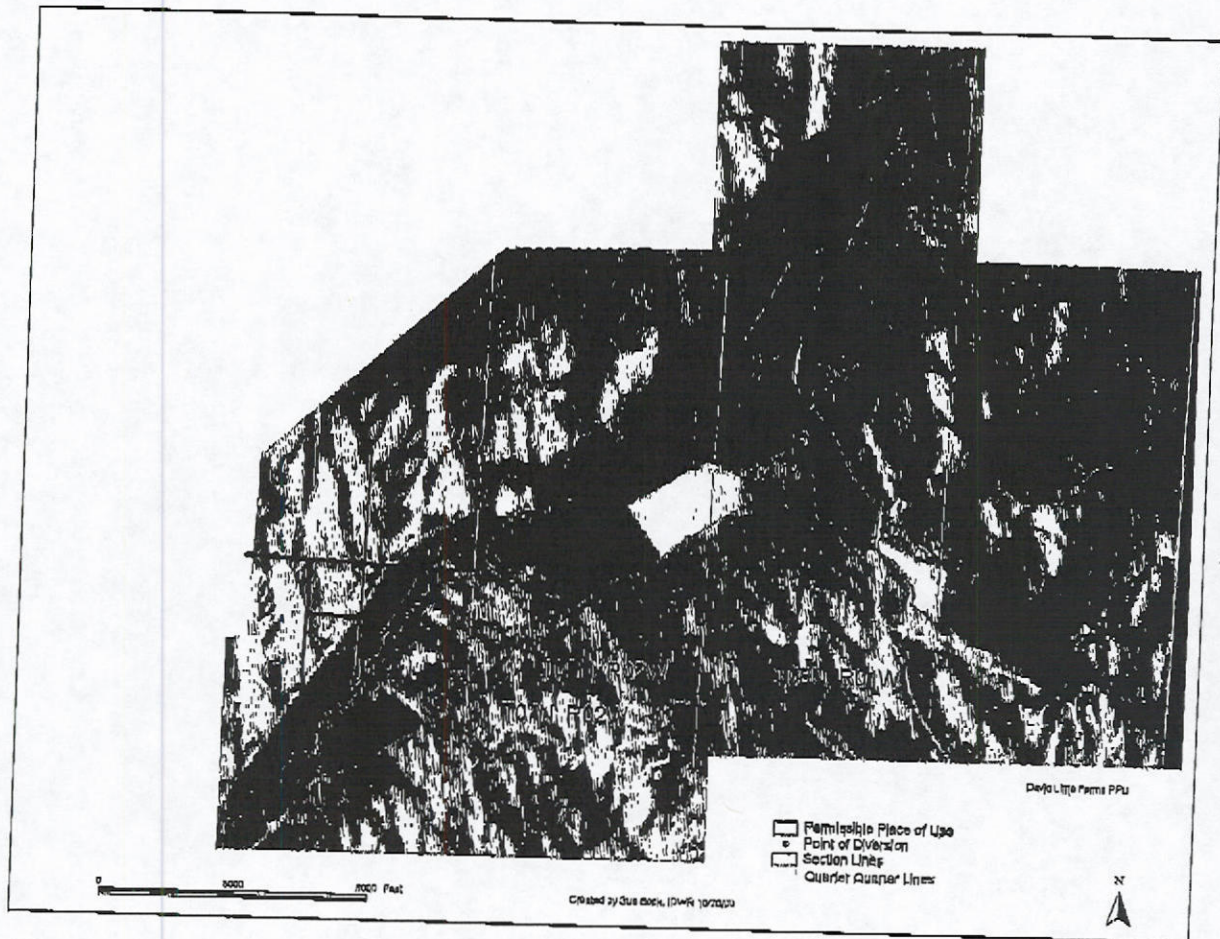


1987 NAPP Photo

TOWN ROAD

CEL. 35

SESW



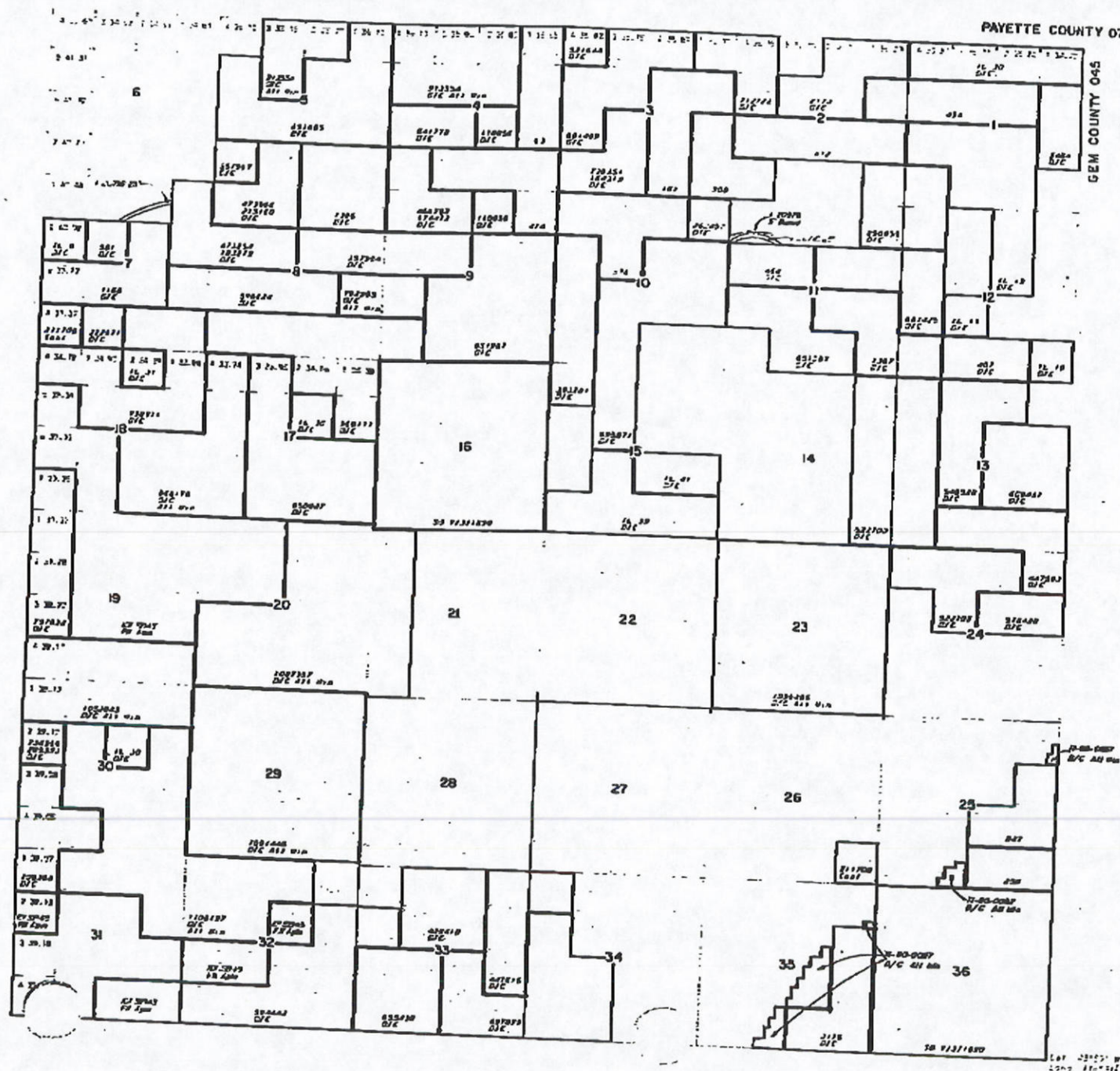
WATER RIGHT NUMBER 65 - 02499

* MIXED OWNERSHIP *

- NO FEDERAL LANDS SOLUTION -

PAYETTE COUNTY 075

GEM COUNTY 045

[illegible]

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
USE PLATE:	

T08NR02W

1095466
D/C All Min

26

25

847

211708
Coal

256

11-80-0057
D/C All Min

35

11-80-0057
D/C All Min

36

2175
D/C

S6 7/3/1890

WARNING STATEMENT

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water.

THE
ACTIC
THE

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: 65-02499
DATE RECEIVED: 1/24/1990
RECEIPT NO: X999 999
RECEIVED BY: [Signature]

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	32	SW	NW			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	0.600		

7. TOTAL QUANTITY APPROPRIATED IS:
0.600 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	31	SW	NE		IRR	2.0
			SE	NE		IRR	21.0
			NE	NW		IRR	9.0

SECTION ACRES 32.0

10. PLACE OF USE: CONTINUED

TOWNSHIP	RANGE	SECTION	1/4	OF	1/4	LOT	USE	ACRES
08N	01W	32	SW		NW		IRR	8.0
			NE		SW		IRR	8.0
			NW		SW		IRR	31.0
							SECTION ACRES	47.0
							TOTAL ACRES	79.0

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:

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. Smith
SIGNATURE OF AUTHORIZED AGENT
Vice Pres. David Little Farms Inc.
TITLE AND ORGANIZATION
1/24/90
DATE

STATE OF IDAHO)
COUNTY OF POA) SS.

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

Shirley L. Smith
NOTARY PUBLIC

SEAL

RESIDING AT BOISE, ID

MY COMMISSION EXPIRES 11/08/1994
DATE: 10/28/89 4682

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

MAP NO.

6

652499

20

Notice is hereby given that David Little Farms, Inc.

(Name of Claimant)

Emmett, Idaho 83617

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

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) 8/22/42

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) subterranean GW

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

292

AP Use irrigation

(Domestic, irrigation, stock, etc.)

Period of Use From April 1 To October 31

3-15 (Both Dates Inclusive) 11-15

Use (Domestic, irrigation, stock, etc.)

Period of Use From (Mo., Day) To (Mo., Day)

(Both Dates Inclusive)

Use (Domestic, irrigation, stock, etc.)

Period of Use From (Mo., Day) To (Mo., Day)

(Both Dates Inclusive)

(4) Quantity of water claimed: 5 Cubic Feet Per Second, or Acres Feet Per Annum and/or Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 NW 1/4 Sec. 32, Twp. 8 N, Rge. 1 W, 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. artesian well and sprinkler system

(6) 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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>8 N</u>	<u>1 W</u>	<u>31</u>	<u>5</u>	<u>25</u>	<u>2</u>	<u>21</u>	<u>9</u>												<u>22</u>
		<u>32</u>							<u>8</u>		<u>8</u>	<u>31</u>							<u>47</u>

SEE VANDEUSEN RANCH MAP FOR Total No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: ACREAGE

DETERMINATION

(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:

6x 1.78 x 246 = 292

(9) Remarks ASSUME THAT THE REMAINDER OF THIS LICENSE IS ABANDONED OR FORFEITED SINCE IT IS STILL UNDER THE SAME OWNERSHIP BUT WAS NOT CLAIMED. THE BUREAU OF RECLAMATION HAS STATED THAT THE LISTED ACREAGE IS CORRECT.

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use

☐ B) Right decreed by court, title of case:

☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. 20634/65-2499

Be sworn that the undersigned, after being duly sworn on oath, depose(s) and say(s) that the foregoing is true and accurate to the best of (his, her, their) knowledge.

Individual

KEYPUNCHED
CSA 7-28-78

(Date)

(Signature of Claimant)

(Signature of Sponse)

State of Idaho

ss.

Organization

Organization

David Little Farms, Inc.

County of Ada

Seal

David Little, President

On this 17th day of July

In the year 1970

before me,

a notary public, personally appeared David Little, President of David Little Farms, Inc.

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

executed the same.

Notary Public residing at Boise

My commission expires 8/12/70

DRT 4-4-78

MICROFILMED

SEP 18 1992

State of Idaho License and Certificate of Water Right

Water License No. 20634

Amount 3 second feet

Water District No.

Priority August 31, 1948

THIS IS TO CERTIFY that DAVID LITTLE

of Emmett, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 31, 1948; that Permit No. 20634 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on February 16, 1956, showing that said works were completed on the 16th day of July, 1953; and that on the 16th day of July, 1953.

DAVID LITTLE

of Emmett, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of 1. an artesian well; 2. Corral Creek; 3. a small unnamed spring; and 4. a small runoff channel, for the purpose of irrigation and stock watering, a tributary of

, under Use Permit No. 20634 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 5655, on the 16th day of February, 1956.

The right hereby confirmed dates from August 31, 1948.

The Point of Diversion is located in the SW 1/4, SW 1/4, NW 1/4, SE 1/4 Sec. 32, & NE 1/4, SE 1/4

Section 31, Twp. 8 N., R. 1 W., B. M. Gen. County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes and shall not exceed 3 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.	1 W.	32	SW 1/4	1	35
			SW 1/4	1	35
			NE 1/4	22	30
			NW 1/4	22	30
			SE 1/4	1	5
			NW 1/4	1	5
			SW 1/4	6	1
		30	NE 1/4	1	5
		31	NW 1/4	35	25
			SW 1/4	40	1
			SE 1/4	22	20
			NE 1/4	40	30
			NW 1/4	40	1
			SW 1/4	40	1
			SE 1/4	40	1
			SW 1/4	10	1

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

16th day of February, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

MICROFILMED

SEP 18 1992

65 2499

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME DAVID LITTLE FARMS INC CLAIM IDENT. NO. A65-02499DATE RECEIVED 01/24/1990 CK # NONE RCPT # X999999 AMOUNT \$ YES NO Require Info?

1. Is the name and address complete with zip code? YES NO *
2. Is a priority date entered? YES NO *
Is the priority date acceptable in view of mandatory filing dates? YES NO *
See Adjudication Memos #1 and #4 to determine if a Permit is required. YES NO *
3. (a) Is a source entered? YES NO *
(b) Is a tributary to entered? (if required) N/A YES NO *
4. Is the legal description of the p.d. sufficient? YES NO *
5. Is there a description of the diverting works? YES NO *
 (Pay Cn)
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. YES NO *
Is the period of use included? YES NO *
Is a quantity claimed for each use? YES NO *
7. Is a total quantity claimed entered? YES NO *
8. If required is a consumptive use entered? YES NO *
Is the consumptive use correct? YES NO *
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. YES NO *
10. Is (are) the place(s) of use and purpose(s) indicated? YES NO *
11. Is (are) the county(ies) entered? YES NO *
12. Is the ownership of p.u. checked? YES NO *
13. Are other water rights listed or "none" indicated? YES NO *
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.) YES NO *
15. Is the basis of the claim indicated? YES NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) YES NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. YES NO *
18. Has the claim been signed, sealed, and dated by a notary? YES NO *
19. Was this claim filed on time, or was an extension granted? YES NO *
20. Is the fee enclosed correct? YES NO *
21. If this claim is based on an existing water right, has the identification number been entered? YES NO *
22. Should this claim be data entered? YES NO *

Claim checked by: OS Date: 06/28/90Claim must be returned to claimant: (Yes) (No) Claimant must be notified of modifications: (Yes) (No) Receipt Prepared by: Claim data entered by: OSSent to claimant by: Date: Date: 06/28/90Date: Checked by: OS Date: 06/28/90Comments:

MICROFILMED

SEP 18 1992

04/07/2003

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

RIGHT NUMBER: 65-2499

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S32 SWNW Within GEM County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.600 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	SNNW	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.: 65-02498, 65-12382, 65-02025, 65-02953, 65-02016, 65-07061.

PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION OF FEDERAL PUBLIC LAND.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 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

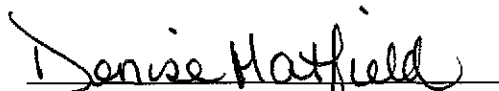
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

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 10th 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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-521 \$25-	_____	_____	65-2025	_____	_____
65-522 \$25-	_____	_____	65-2498	_____	_____
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 (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 (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (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 (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

James P. Leach
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 JH 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: [Signature]

Typed Name: Gretchen J. Hyde

Capacity Secretary

g:\corp\om\starts of amendment
general business.p65
Revised 12/001

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

C26660

SRBA

SUBCASE SUMMARY REPORT 65-02499

[Return to SRBA Home Page](#)

SRBA
04-03-2003

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 65-02499 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 Fifth Judicial District 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. 65-2499
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

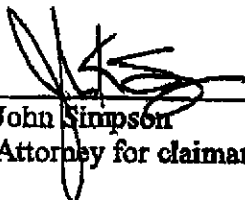
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

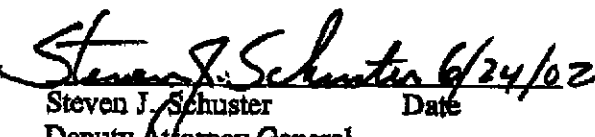
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions 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

OBJECTOR:

United States of America ~ Dept. of Interior
BLM

Larry G. Brown 6/23/02
Larry Brown *fw* Date
U.S. Dept. of Justice
Attorney for objector

IDWR Concurrence:

Royanne Brown 6/27/02
Agent Date

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

06/13/2002

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

RIGHT NUMBER: 65-2499

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.60 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S32 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
3/15 11/15QUANTITY
0.60 CFS

PLACE OF USE:

IRRIGATION Within GEM County

T07N R02W S02 Lot 1 NENE	17.0	T07N R02W S02 Lot 2 NENE	3.3
T07N R02W S02 Lot 3 NENW	25.0	~~T07N R02W S02 Lot 4 NENW~~	~~3.3~~
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 NENE	20.0
T08N R01W S19 Lot 3 NWSW	7.0	T08N R01W S19 Lot 4 SWSW	23.0
T08N R01W S19 SENE	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 NENE	16.0
T08N R01W S30 Lot 3 NWSW	38.0	T08N R01W S30 Lot 4 SWSW	38.0
T08N R01W S30 SENE	32.0	T08N R01W S30 SWSE	7.0
T08N R01W S31 NENE	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 SENW	0.3	T08N R01W S32 NENE	28.0
T08N R01W S32 NWSW	24.0	T08N R01W S32 SENE	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 SENE	7.0	T08N R02W S25 NESE	38.0
T08N R02W S25 NWSE	6.4	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 SENW	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 NENE	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 NENE	30.0	T08N R02W S36 NWSW	39.0
T08N R02W S36 SWSW	19.0	T08N R02W S36 SENE	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.: 65-02498, 65-12382, 65-02025, 65-02983, 65-02016, 65-07061.

PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION OF FEDERAL PUBLIC LAND.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 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 UNITED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - 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.

FWT
RB
JS
JK
913
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

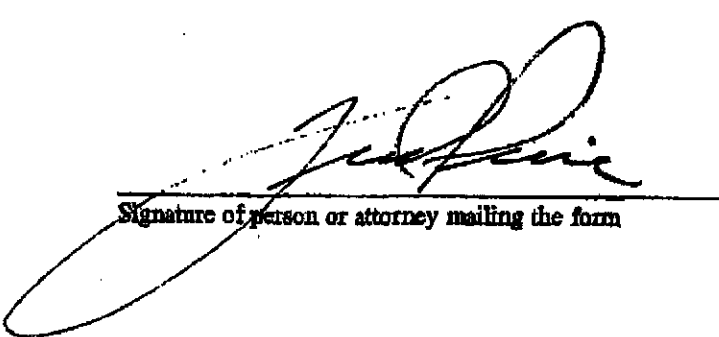
David L. Negri
United States Department of Justice
Environment & Natural Resources Division
General Litigation Section *hand delivered*
550 W. Fort St., MSC 033
Boise, ID 83724

David W. Gehlert
Trial Attorney, General Litigation Section
Environment & Natural Resources Division
U.S. Dept. of Justice
999 18th 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: 65-2499

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.60 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S32 SWNW 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	0.600 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.: 65-02498, 65-12382, 65-02025, 65-02953, 65-02016, 65-07061.

PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION OF FEDERAL PUBLIC LAND.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 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



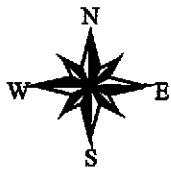
Point of Diversion



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.

RECEIVED

MAR 25 2002

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 65-2499

(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.

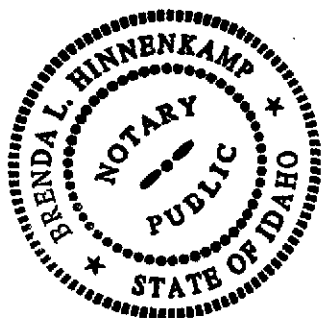
Signature of person filing response

[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, Idaho
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 21, 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

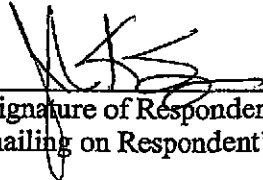
Name: Steven J. Schuster, Deputy Attorney General
Address: Idaho Department of Lands
954 West Jefferson Street
P.O. Box 83720
Boise, ID 83720-0050

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. 65-02499

RECEIVED

Case No. 39576)

STANDARD FORM 2

FEB 19 2002

RESPONSE TO OBJECTION

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.

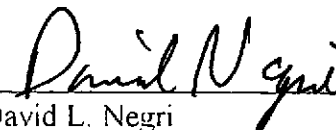
VERIFICATION

State of Idaho)
) ss.
County of Ada)

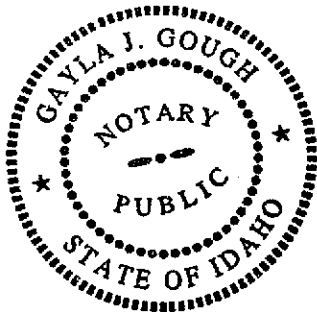
MICHAEL COLLETTE, duly sworn, upon oath, deposes and says:

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

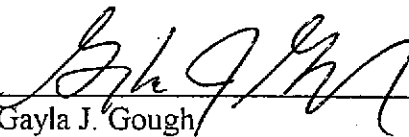

Michael Collette


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:

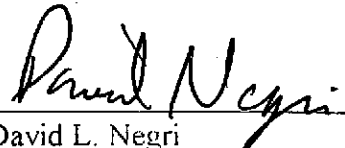
Steven J. Shuster
Deputy Attorney General
Idaho Department of Lands
954 West Jefferson Street
P.O. Box 83720
Boise, Idaho 83720-0050

4. Copies by U.S. Mail to:

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

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 & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724


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 65-02499

(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.

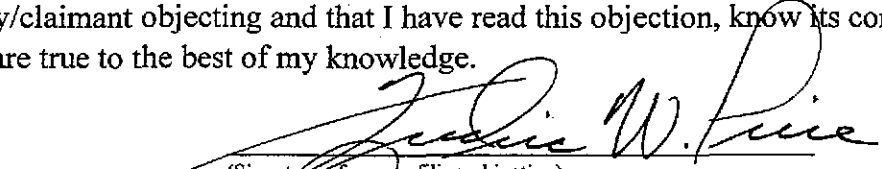
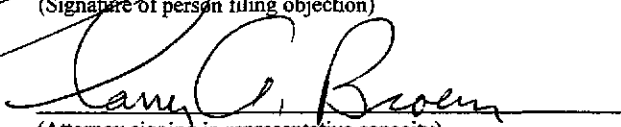
F.

VERIFICATION (Must be Completed)

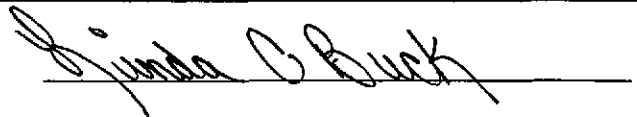
State of Idaho)
) ss.
County of Ada)

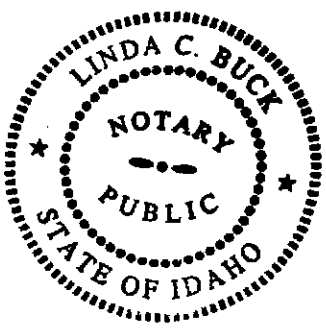
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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;;

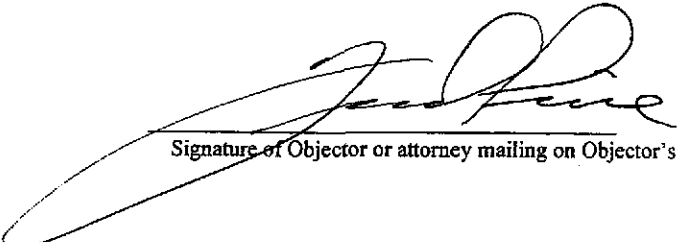
Name:
Address;;

3. Copies to:

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

United States Department of Justice
Environment and Natural Resource 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


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: 65-2499

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS

PRIORITY DATE: 08/31/1948

POINT OF
DIVERSION:

T08N R01W S32 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

3/15 11/15

QUANTITY

0.600 CFS

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

PLACE OF USE: IRRIGATION Within GEM County

T07N R02W S02 Lot 4 NWNW <u>3.2</u>	T07N R02W S02 Lot 3 NENW	25.0
T07N R02W S02 Lot 2 NWNE	T07N R02W S02 Lot 1 NENE	17.0
T07N R02W S02 SWNW	T07N R02W S02 SENW	5.3
T07N R02W S02 NWSW	T08N R01W S19 SWNE	1.3
T08N R01W S19 SENE	T08N R01W S19 NESW	20.0
T08N R01W S19 NWSE	T08N R01W S19 NESE	15.0
T08N R01W S19 SESW	T08N R01W S19 SWSE	9.9
T08N R01W S19 SESE	T08N R01W S19 Lot 3 NWSW	7.0
T08N R01W S19 Lot 4 SWSW	T08N R01W S30 NENW	24.0
T08N R01W S30 Lot 2 SWNW	T08N R01W S30 SENW	16.0
T08N R01W S30 Lot 3 NWSW	T08N R01W S30 NESW	16.0
T08N R01W S30 Lot 4 SWSW	T08N R01W S30 SESW	32.0
T08N R01W S30 SWSE	T08N R01W S30 Lot 1 NWNW	35.0
T08N R01W S31 Lot 1 NWNW	T08N R01W S31 NENW	6.3
T08N R01W S31 NWNE	T08N R01W S31 SWNE	2.4
T08N R01W S31 SENE	T08N R01W S31 NESE	4.4
T08N R01W S32 SWNW	T08N R01W S32 SENW	0.3
T08N R01W S32 NWSW	T08N R01W S32 NESW	28.0
T08N R01W S32 NWSE	T08N R01W S32 SESW	5.6
T08N R01W S32 SWSE	T08N R02W S25 NENE	1.2
T08N R02W S25 SENE	T08N R02W S25 NWSE	8.4
T08N R02W S25 NESE	T08N R02W S25 SESW	7.0
T08N R02W S25 SWSE	T08N R02W S25 SESE	39.0
T08N R02W S35 SWNE	T08N R02W S35 SENE	27.0
T08N R02W S35 NWSE	T08N R02W S35 NESE	39.0
T08N R02W S35 SWSE	T08N R02W S35 SESE	39.0
T08N R02W S35 SESW	T08N R02W S36 NWNW	2.1
T08N R02W S36 NENW	T08N R02W S36 NWNE	39.0
T08N R02W S36 NENE	T08N R02W S36 SWNW	39.0
T08N R02W S36 SENW	T08N R02W S36 SWNE	37.0
T08N R02W S36 SENE	T08N R02W S36 NWSW	39.0
T08N R02W S36 NESW	T08N R02W S36 NWSE	2.9
T08N R02W S36 SWSW	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.: 65-02498, 65-12382, 65-02025, 65-02953, 65-02016, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION OF FEDERAL PUBLIC LAND.

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

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 65-2499
)
)
)
)
)
)
)

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)

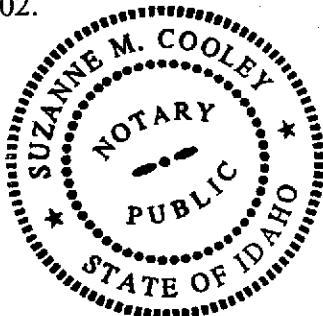
Steven J. Schuster, duly sworn, upon oath, deposes and says:

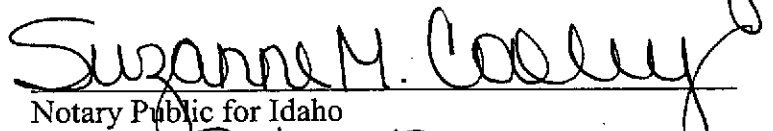
That the State of Idaho, Department of Lands, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Lands which is a party/claimant in this proceeding as defined by I.C. § 42-1401A (1) and (6), and I have 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 15th 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 15th 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

RIGHT NUMBER: 65-2499

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.60 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S32 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.600 CFS

PLACE OF USE:

IRRIGATION Within GEM County

T07N R02W S02 Lot 4	NWNW	3.2	T07N R02W S02 Lot 3	NENW	25.0
T07N R02W S02 Lot 2	NWNE	3.3	T07N R02W S02 Lot 1	NENE	17.0
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	NWSE	25.0	T08N R01W S19	NESE	15.0
T08N R01W S19	SESW	40.0	T08N R01W S19	SWSE	9.9
T08N R01W S19	SESE	1.3	T08N R01W S19 Lot 3	NWSW	7.0
T08N R01W S19 Lot 4	SWSW	23.0	T08N R01W S30	NENW	24.0
T08N R01W S30 Lot 2	SWNW	38.0	T08N R01W S30	SENE	16.0
T08N R01W S30 Lot 3	NWSW	38.0	T08N R01W S30	NESW	16.0
T08N R01W S30 Lot 4	SWSW	38.0	T08N R01W S30	SESW	32.0
T08N R01W S30	SWSE	7.0	T08N R01W S30 Lot 1	NWNW	35.0
T08N R01W S31 Lot 1	NWNW	24.0	T08N R01W S31	NENW	6.3
T08N R01W S31	NWNE	28.0	T08N R01W S31	SWNE	2.4
T08N R01W S31	SENE	19.0	T08N R01W S31	NESE	4.4
T08N R01W S32	SWNW	12.0	T08N R01W S32	SENE	0.3
T08N R01W S32	NWSW	24.0	T08N R01W S32	NESW	28.0
T08N R01W S32	NWSE	8.0	T08N R01W S32	SESW	5.6
T08N R01W S32	SWSE	15.0	T08N R02W S25	NENE	1.2
T08N R02W S25	SENE	19.0	T08N R02W S25	NWSE	8.4
T08N R02W S25	NESE	38.0	T08N R02W S25	SESW	7.0
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	NWSE	27.0	T08N R02W S35	NESE	39.0
T08N R02W S35	SWSE	29.0	T08N R02W S35	SESE	39.0
T08N R02W S35	SESW	12.0	T08N R02W S36	NWNW	2.1
T08N R02W S36	NENW	33.0	T08N R02W S36	NWNE	39.0
T08N R02W S36	NENE	39.0	T08N R02W S36	SWNW	39.0
T08N R02W S36	SENE	39.0	T08N R02W S36	SWNE	37.0
T08N R02W S36	SENE	14.0	T08N R02W S36	NWSW	39.0
T08N R02W S36	NESW	30.0	T08N R02W S36	NWSE	2.9
T08N R02W S36	SWSW	19.0	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.: 65-02498, 65-12382, 65-02025, 65-02953, 65-02016, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION OF FEDERAL PUBLIC LAND.

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

03/16/2001

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

RIGHT NUMBER: 65-2499

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION:

T08N R01W S32 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
3/15 11/15QUANTITY
0.600 CFS

PLACE OF USE:

03/16/2001

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

IRRIGATION Within GEM County

T07N R02W S02 Lot 4 NWNW 3.2	T07N R02W S02 Lot 3 NENW 25.0
T07N R02W S02 Lot 2 NWNE 3.3	T07N R02W S02 Lot 1 NENE 17.0
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 NWSE 25.0	T08N R01W S19 NESE 15.0
T08N R01W S19 SESW 40.0	T08N R01W S19 SWSE 9.9
T08N R01W S19 SESE 1.3	T08N R01W S19 Lot 3 NWSW 7.0
T08N R01W S19 Lot 4 SWSW 23.0	T08N R01W S30 NENW 24.0
T08N R01W S30 Lot 2 SWNW 38.0	T08N R01W S30 SENW 16.0
T08N R01W S30 Lot 3 NWSW 38.0	T08N R01W S30 NESW 16.0
T08N R01W S30 Lot 4 SWSW 38.0	T08N R01W S30 SESW 32.0
T08N R01W S30 SWSE 7.0	T08N R01W S30 Lot 1 NWNW 35.0
T08N R01W S31 Lot 1 NWNW 24.0	T08N R01W S31 NENW 6.3
T08N R01W S31 NWNE 28.0	T08N R01W S31 SWNE 2.4
T08N R01W S31 SENE 19.0	T08N R01W S31 NESE 4.4
T08N R01W S32 SWNW 12.0	T08N R01W S32 SENW 0.3
T08N R01W S32 NWSW 24.0	T08N R01W S32 NESW 28.0
T08N R01W S32 NWSE 8.0	T08N R01W S32 SESW 5.6
T08N R01W S32 SWSE 15.0	T08N R02W S25 NENE 1.2
T08N R02W S25 SENE 19.0	T08N R02W S25 NWSE 8.4
T08N R02W S25 NESE 38.0	T08N R02W S25 SESW 7.0
T08N R02W S25 SWSE 36.0	T08N R02W S25 SESE 39.0
T08N R02W S35 SESW 12.0 <i>Sum/Pk</i>	T08N R02W S35 SWNE 2.4
T08N R02W S35 SENE 27.0	T08N R02W S35 NWSE 27.0
T08N R02W S35 NESE 39.0	T08N R02W S35 SWSE 29.0
T08N R02W S35 SESE 39.0	T08N R02W S36 NWNW 2.1
T08N R02W S36 NENW 33.0	T08N R02W S36 NWNE 39.0
T08N R02W S36 NENE 39.0	T08N R02W S36 SWNW 39.0
T08N R02W S36 SENW 39.0	T08N R02W S36 SWNE 37.0
T08N R02W S36 SENE 14.0	T08N R02W S36 NWSW 39.0
T08N R02W S36 NESW 30.0	T08N R02W S36 NWSE 2.9
T08N R02W S36 SWSW 19.0	T08N R02W S36 SESW 1.7

PLACE OF USE DESCRIBED ABOVE DON'T INCLUDE FEDERAL PUBLIC LAND.

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.: 65-02498, 65-12382, 65-02025, 65-02953, 65-02016, 65-07061.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

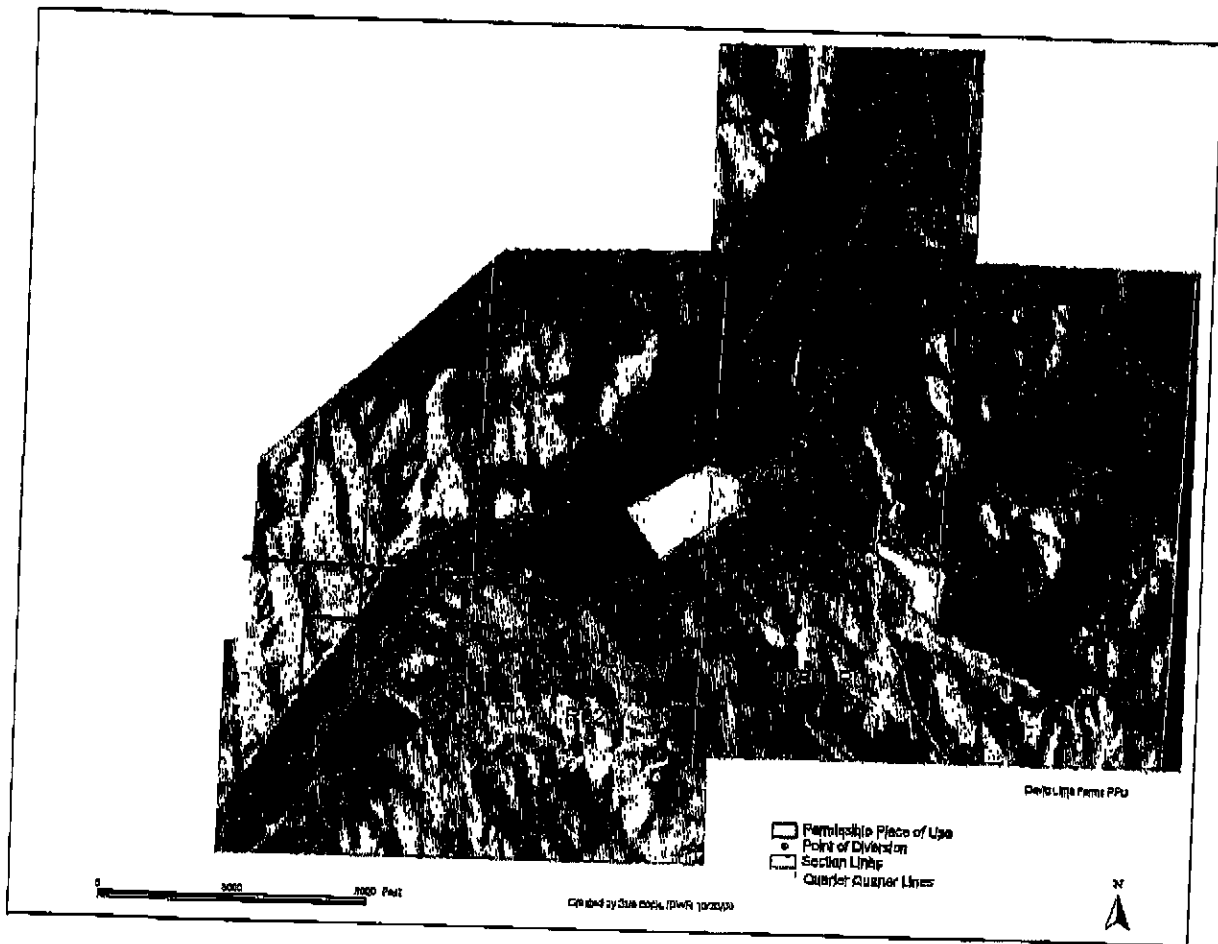
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

TOWN ROAD

SEC. 35

SESW



WATER RIGHT NUMBER 65-02499

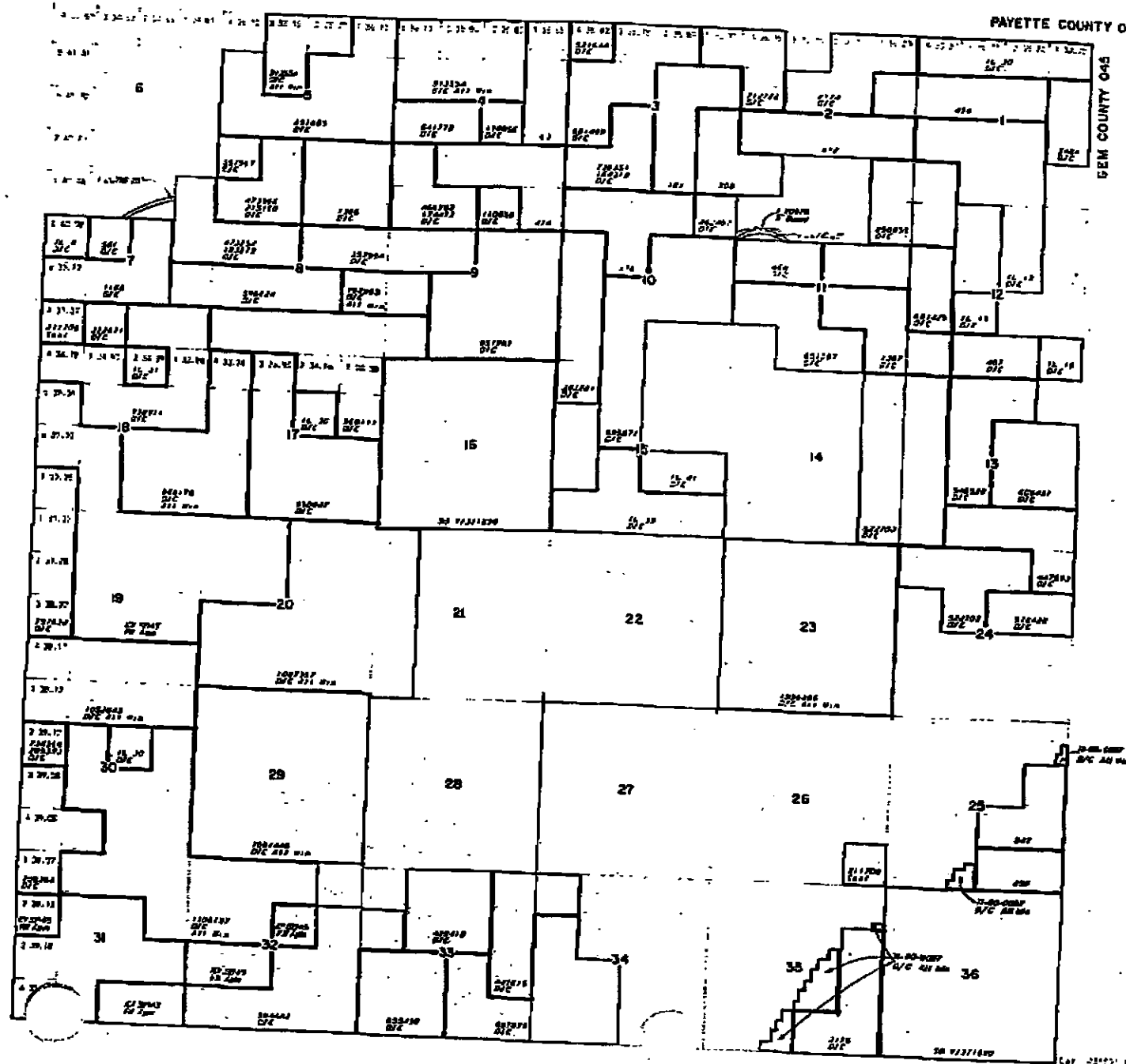
* MIXED OWNERSHIP *

- NO FEDERAL LANDS LOCATION -

MT PLAT

PAYETTE COUNTY 075

CEM COLLEGE 046

[illegible]

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
USE PLATE:	

T08N R02W

1095466
D/C All Min

26

25

847

211708
Coal

256

11-80-0057
D/C All Min

35

11-80-0057
D/C All Min

36

2175
D/C

SG 7/3/1890

WARNING STATEMENT

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water.

THE
ACTIC
THE H

FAX

April 16, 2001

TO: Dave Tuthill, IDWR- Adjudication
Don Shaff, IDWR-Adjudication
Jan Shurte, IDWR-Western
Larry Brown, DOJ-ERND, Rm 5605
Gloria Bainbridge, CACI- Boise

FROM: Fred Price, BLM- ISO

RE: Review of Basin 65 Preliminary I&O Part III.

We have found s few "mixed ownership" problems that we can fix with remarks under the POU element.

10/10/2000

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

RIGHT NUMBER: 65-2499

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

SOURCE: GROUND WATER

QUANTITY: 0.6 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION: T08N R01W S32 SWNW 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	0.60 CFS

PLACE OF USE:

IRRIGATION Within GEM County

T07N R02W S2	LOT 4	NWNW	3.2	T07N R02W S2	LOT 3	NENW	25
T07N R02W S2	LOT 2	NWNE	3.3	T07N R02W S2	LOT 1	NENE	17
T07N R02W S2		SWNW	20	T07N R02W S2		SENE	5.3
T07N R02W S2		NWSW	4	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		SWSE	9.9
T08N R01W S19		SESE	1.3	T08N R01W S19	LOT 3	NWSW	7
T08N R01W S19	LOT 4	SWSW	23	T08N R01W S30		NENW	24
T08N R01W S30	LOT 2	SWNW	38	T08N R01W S30		SENE	16
T08N R01W S30	LOT 3	NWSW	38	T08N R01W S30		NESW	16
T08N R01W S30	LOT 4	SWSW	38	T08N R01W S30		SESW	32
T08N R01W S30		SWSE	7	T08N R01W S30	LOT 1	NWNW	35
T08N R01W S31	LOT 1	NWNW	24	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 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		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 S25		SESE	39
T08N R02W S35		SWNE	2.4	T08N R02W S35		SENE	27
T08N R02W S35		NWSE	27	T08N R02W S35		NESE	39
T08N R02W S35		SWSE	29	T08N R02W S35		SESE	39
T08N R02W S35		SESW	12	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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.: 65-02498, 65-12382, 65-02025, 65-02953, 65-02016, 65-07061.

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

00:32:02
06/02/00
131

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-02499

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	0.600 CFS	0.600 CFS
TOTAL DIVERSION: CONSUMPTIVE USE:					0.600 CFS	276.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T08N R01W S32

SWNW

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	31	:			02		21	:	09										:	32.0
08N	01W	32	:						:		08				08		31			:	47.0
																				TOTAL ACRES	79.0

POU County: GEM

Non-Irrigation Uses: NONE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

C18

POU 1
E14
K06

QNT E04 modify
0.02 cfs per acre
@ Field headgate
65-02498
12382
2025
2953
2016
7061

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

T	R	S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
7N	2W	2	17	3.3			25	3.2	20	5.3		4							77.8 0 0
8N	01W	19			1.3	8.4					20	7	23	40	15	25	9.9	1.3	150.9 0 0
8N	01W	30					24	35	38	16	16	38	38	32			7		244 0 0
8N	01W	31		28	2.4	19	6.3	24							4.4				84.1 0 0
8N	01W	32							12	0.3	28	24		5.6		8	15		92.9 0 0
8N	2W	25	1.2			19								7	38	8.4	38	39	148.6 0 0
8N	2W	35			2.4	27								12	39	27	29	39	175.4 0 0
8N	2W	36	39	39	37	14	33	2.1	39	39	30	39	19	1.7		2.9			334.7 1308.4

WR5809NP
No. 65-02499

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/02/00
PAGE: 11

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID LITTLE FARMS INC. P.O. BOX 68 EMMETT ID 83617	08/31/1948	IRRIGATION	03/15 11/15	0.600 CFS	
TOTAL DIVERSION:					0.600 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T08N R01W S32

SWNW

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	31	:			02		21	:	09										:	32.0
08N	01W	32	:						:		08			08		31				:	47.0
TOTAL ACRES																				79.0	

Pou County: GEM

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:
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