

AMENDED DIRECTOR'S REPORTS

**Subcase Nos. 45-41, 45-85, 45-90, 45-596, 45-597, 45-622A, 45-622B
45-674, 45-2529, 45-4191A, 45-4192, 45-4195, 45-12456, 45-13489, 45-13496 & 45-13497**

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
Karl J. Dreher, Director
Donald V. Shaff, Adjudication Bureau Chief

February 24, 2006

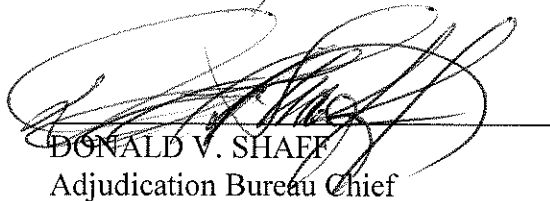
DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to the Special Master's *Amended Order Granting Motion to Amend Claims; Order Setting Deadline; and Order Setting Status Conference* dated November 14, 2005, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcases.

Respectfully submitted this 24th day of February, 2006.


DONALD V. SHAFF
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on February 24, 2006 I caused to be served true and correct copies of this Amended Director's Report, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

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

Via Email

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

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

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

United States Department of Justice
Environment & Natural Resources Div.
550 W. Fort Street MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Cassia County Courthouse
1459 Overland Ave.
Burley, ID 83318

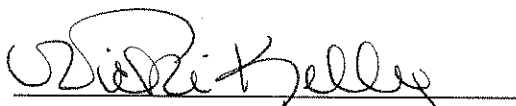
☐ Overnight Mail
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Randolph Calvin Stone
P.O. Box 910
Burley, ID 83318

☐ Overnight Mail
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☐ Hand-Delivered
☐ Facsimile

Travis L. Thompson
113 Main Ave W., Ste 303
Twin Falls, ID 83301-6167

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile



Signature of person delivering form

02/23/2006

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

RIGHT NUMBER: 45-41

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: MILL CREEK TRIBUTARY: SINKS

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/01/1882

POINT OF
DIVERSION: T13S R22E S36 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	2.000 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S26	SWNW	40.00	T13S R22E S26	SENW	40.00
T13S R22E S26	NESW	40.00	T13S R22E S26	NWSW	40.00
T13S R22E S26	SWSW	40.00	T13S R22E S26	SESW	40.00
T13S R22E S26	SWSE	20.00	T13S R22E S27	NENE	40.00
T13S R22E S27	SENE	40.00	T13S R22E S27	NESE	40.00
T13S R22E S27	SESE	40.00	T13S R22E S35	NWNE	35.00
T13S R22E S35	SWNE	40.00	T13S R22E S35	NENW	40.00
T13S R22E S35	NWNW	40.00			

575 ACRES TOTAL

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.

Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
Amended Director's Report

02/23/2006

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

RIGHT NUMBER: 45-85

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: BIRCH CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 1.400 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/16/1882

POINT OF
DIVERSION: T14S R22E S14 SESESE Within CASSIA County
T14S R22E S24 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2/28 11/15	1.400 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T14S R22E S02	NESW	40.00	T14S R22E S02	NWSW	40.00
T14S R22E S02	SWSW	33.00	T14S R22E S02	SESW	40.00
T14S R22E S03 Lot 1	NENE	32.00	T14S R22E S03	SENE	31.00
T14S R22E S11	NESW	13.00	T14S R22E S11	SESW	1.00
T14S R22E S11	NESE	40.00	T14S R22E S11	NWSE	40.00
T14S R22E S11	SWSE	37.00	T14S R22E S11	SESE	40.00
T14S R22E S14	NENE	38.00	T14S R22E S14	NWNE	24.00
T14S R22E S14	SWNE	5.00	T14S R22E S14	SENE	8.00
T14S R22E S14	NESE	20.00	T14S R22E S14	NWSE	28.00
T14S R22E S14	SESE	5.00			

515 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 233 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.

The operation and use of this water right is also subject to the terms and
conditions of the Water Rotation Agreement ("Agreement") entered into
by certain users on 10 September, 1992. The Agreement was filed and
recorded in the office of the Cassia County Recorder on 27 May, 1993
as Instrument No.: 224804; the provisions of such Agreement to apply
fully to this water right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Amended Director's Report

02/24/2006

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

RIGHT NUMBER: 45-90

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: BIRCH CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 1.000 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 12/01/1882

POINT OF
DIVERSION: T14S R22E S14 SESESE Within CASSIA County
T14S R22E S24 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02/28 11/15	1.000 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S34	NESE	35.00	T13S R22E S34	SESE	40.00
T14S R22E S02	NESW	40.00	T14S R22E S02	NWSW	40.00
T14S R22E S02	SWSW	33.00	T14S R22E S02	SESW	40.00
T14S R22E S03 Lot 1	NENE	32.00	T14S R22E S03	SENE	31.00
T14S R22E S11	NESW	13.00	T14S R22E S11	SESW	1.00
T14S R22E S11	NESE	40.00	T14S R22E S11	NWSE	40.00
T14S R22E S11	SWSE	37.00	T14S R22E S11	SESE	40.00
T14S R22E S14	NENE	38.00	T14S R22E S14	NWNE	24.00
T14S R22E S14	SWNE	5.00	T14S R22E S14	SENE	8.00
T14S R22E S14	NESE	20.00	T14S R22E S14	NWSE	28.00
T14S R22E S14	SESE	5.00			

590 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 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.

The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

02/24/2006

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

RIGHT NUMBER: 45-596

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: MILL CREEK

TRIBUTARY: SINKS

QUANTITY: 1.240 CFS
14.00 AFY

PRIORITY DATE: 12/31/1879

POINT OF
DIVERSION: T13S R22E S36 NESE Within CASSIA CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.240 CFS
STOCKWATER	01/01 12/31	0.230 CFS 14.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S34	NESE	40.00	T13S R22E S34	NWSE	40.00
T13S R22E S34	SWSE	40.00	T13S R22E S34	SESE	40.00
T13S R22E S35	NESE	30.00	T13S R22E S35	NWSE	40.00

STOCKWATER Within CASSIA County

T13S R22E S34	NESE	T13S R22E S34	NWSE
T13S R22E S34	SWSE	T13S R22E S34	SESE
T13S R22E S35	NESE	T13S R22E S35	NWSE

230 ACRES TOTAL

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

Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

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

Amended Director's Reports

02/24/2006

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

RIGHT NUMBER: 45-597

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: MILL CREEK

TRIBUTARY: SINKS

QUANTITY: 1.200 CFS

PRIORITY DATE: 03/01/1891

POINT OF
DIVERSION: T13S R22E S36 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.200 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S34	NENE	40.00	T13S R22E S34	NWNE	40.00
T13S R22E S34	SWNE	40.00	T13S R22E S34	SENE	40.00

160 ACRES TOTAL

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

Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

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

02/24/2006

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

RIGHT NUMBER: 45-622A

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: MILL CREEK TRIBUTARY: SINKS

QUANTITY: 10.850 CFS

PRIORITY DATE: 04/01/1960

POINT OF
DIVERSION: T13S R22E S36 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>		<u>QUANTITY</u>
IRRIGATION	03/15	11/15	10.850 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S22	NENE	40.00	T13S R22E S22	NWNE	40.00
T13S R22E S22	SWNE	40.00	T13S R22E S22	SENE	40.00
T13S R22E S22	NESE	40.00	T13S R22E S22	NWSE	40.00
T13S R22E S26	SWNW	40.00	T13S R22E S26	SENW	40.00
T13S R22E S26	NESW	40.00	T13S R22E S26	NWSW	40.00
T13S R22E S26	SWSW	40.00	T13S R22E S26	SESW	40.00
T13S R22E S26	NWSE	15.00	T13S R22E S26	SWSE	20.00
T13S R22E S27	NENE	40.00	T13S R22E S27	SENE	40.00
T13S R22E S27	NESE	40.00	T13S R22E S27	SESE	40.00
T13S R22E S34	NENE	40.00	T13S R22E S34	NWNE	40.00
T13S R22E S34	SWNE	40.00	T13S R22E S34	SENE	40.00
T13S R22E S34	NENW	15.00	T13S R22E S34	SWNW	10.00
T13S R22E S34	SENW	35.00	T13S R22E S34	NESE	40.00
T13S R22E S34	NWSE	40.00	T13S R22E S34	SWSE	40.00
T13S R22E S34	SESE	40.00	T13S R22E S35	NWNE	35.00
T13S R22E S35	SWNE	40.00	T13S R22E S35	NENW	40.00
T13S R22E S35	NWNW	40.00	T13S R22E S35	NESE	30.00
T13S R22E S35	NWSE	40.00			

1280 ACRES TOTAL

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.

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

Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

02/24/2006

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

RIGHT NUMBER: 45-622B

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: MILL CREEK

TRIBUTARY: SINKS

QUANTITY: 5.150 CFS

PRIORITY DATE: 04/01/1960

POINT OF
DIVERSION: T13S R22E S36 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	5.150 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S11	SENE	40.00	T13S R22E S11	NESE	40.00
T13S R22E S11	SESE	30.00	T13S R22E S12	SWNW	40.00
T13S R22E S12	NWSW	25.00	T13S R22E S14	NWNE	32.00
T13S R22E S15	NENE	40.00	T13S R22E S15	NWNE	40.00
T13S R22E S15	SWNE	40.00	T13S R22E S15	SENE	40.00
T13S R22E S15	NESW	40.00	T13S R22E S15	NWSW	40.00
T13S R22E S15	SWSW	40.00	T13S R22E S15	SESW	40.00
T13S R22E S15	NWSE	40.00	T13S R22E S15	SWSE	40.00

607 ACRES TOTAL

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.

Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Amended Director's Report

02/24/2006

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

RIGHT NUMBER: 45-674

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: MILL CREEK

TRIBUTARY: SINKS

QUANTITY: 0.800 CFS

PRIORITY DATE: 07/01/1882

POINT OF
DIVERSION: T13S R22E S36 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.800 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S34	NESE	40.00	T13S R22E S34	NWSE	40.00
T13S R22E S34	SWSE	40.00	T13S R22E S34	SESE	40.00

160 ACRES TOTAL

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.

Priority of appropriation shall give the better right as among those using the surface and ground waters of Mill Creek, Warm Springs, Spring Creek, Summit Creek, and their tributaries, and rights having the same priority date shall share equally in the available water supply in a manner that will equally apportion all natural channel losses among rights having the same date of priority. For example, if there are seven points of diversion from the natural channel, which have the same 1879 date of priority, and the flow in the stream is equal to one-half of the amount of flow necessary to fully satisfy all of the 1879 priorities at their respective points of diversion, then the diversion rates at each of the seven points of diversion shall be reduced by one-half. A pro rata sharing of the water in the stream shall continue to be enforced among rights of equal 1879 priority until the watermaster shall have determined that water in the stream is inadequate to reach a downstream 1879 point of diversion in a sufficient quantity to be applied to beneficial use. Thereafter, upstream 1879 appropriators who are still able to receive water in a sufficient quantity to be applied to beneficial use shall continue a pro rata sharing of the water in the stream.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

02/24/2006

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

RIGHT NUMBER: 45-2529

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.960 CFS
693.00 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 45-4192 AND 45-4195 IS LIMITED TO
A TOTAL COMBINED DIVERSION RATE OF 3.96 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 693 AF.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 10/22/1956

POINT OF
DIVERSION: T14S R22E S3 NENENE Lot 1 Within CASSIA County
T14S R22E S3 SESENE Within CASSIA CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.960 CFS 693.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE
USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S27	NESE	40.00	T13S R22E S27	SESE	40.00
T13S R22E S34	NENE	40.00	T13S R22E S34	NWNE	31.00
T13S R22E S34	SWNE	39.00	T13S R22E S34	SENE	32.00
T13S R22E S34	NENW	7.00	T13S R22E S34	SWNW	3.00
T13S R22E S34	SENW	35.00	T13S R22E S34	NESE	35.00
T13S R22E S34	NWSE	40.00	T13S R22E S34	SWSE	40.00
T13S R22E S34	SESE	40.00	T14S R22E S02	NESW	40.00
T14S R22E S02	NWSW	40.00	T14S R22E S02	SWSW	33.00
T14S R22E S02	SESW	40.00	T14S R22E S03 Lot 1	NENE	32.00
T14S R22E S03	SENE	31.00			

638 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 45-4192 AND 45-4195 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 638 ACRES IN A SINGLE
IRRIGATION SEASON.

02/24/2006

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 198 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 - License

RIGHT NOS. 45-4192 AND 45-4195 ARE EXPANSIONS OF THIS RIGHT
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

02/24/2006

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
45-4191A	MANNING RANCHES INC 2233 BIRCH CREEK RD OAKLEY ID 83346	Disallowed	NO LAWFUL APPROPRIATION SHOWN.

02/24/2006

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

RIGHT NUMBER: 45-4192

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.360 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 45-2529 AND 45-4195 IS LIMITED TO
A TOTAL COMBINED DIVERSION RATE OF 3.96 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 693 AF.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/30/1985

POINT OF

DIVERSION: T14S R22E S3 NENENE Lot 1 Within CASSIA County
T14S R22E S3 SESENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		03/15 11/15		1.360 CFS
PLACE OF USE:	<u>IRRIGATION Within CASSIA County</u>				
	T13S R22E S27	NESE	40.00	T13S R22E S27	SESE 40.00
	T13S R22E S34	NENE	40.00	T13S R22E S34	NWNE 31.00
	T13S R22E S34	SWNE	39.00	T13S R22E S34	SENE 32.00
	T13S R22E S34	NENW	7.00	T13S R22E S34	SWNW 3.00
	T13S R22E S34	SENE	35.00	T13S R22E S34	NESE 35.00
	T13S R22E S34	NWSE	40.00	T13S R22E S34	SWSE 40.00
	T13S R22E S34	SESE	40.00	T14S R22E S02	NESW 40.00
	T14S R22E S02	NWSW	40.00	T14S R22E S02	SWSW 33.00
	T14S R22E S02	SESW	40.00	T14S R22E S03 Lot 1	NENE 32.00
	T14S R22E S03	SENE	31.00		

638 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 220 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 45-2529 AND 45-4195 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 638 ACRES 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.

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 45-2529 PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Amended Director's Report

02/24/2006

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

RIGHT NUMBER: 45-4195

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.360 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

USE OF THIS RIGHT WITH RIGHT NOS. 45-2529 AND 45-4192 IS LIMITED TO
A TOTAL COMBINED DIVERSION RATE OF 3.96 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 693 AF.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION: T14S R22E S3 NENENE Lot 1 Within CASSIA County
T14S R22E S3 SESENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.360 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S27	NESE	40.00	T13S R22E S27	SESE	40.00
T13S R22E S34	NENE	40.00	T13S R22E S34	NWNE	31.00
T13S R22E S34	SWNE	39.00	T13S R22E S34	SENE	32.00
T13S R22E S34	NENW	7.00	T13S R22E S34	SWNW	3.00
T13S R22E S34	SENW	35.00	T13S R22E S34	NESE	35.00
T13S R22E S34	NWSE	40.00	T13S R22E S34	SWSE	40.00
T13S R22E S34	SESE	40.00	T14S R22E S02	NESW	40.00
T14S R22E S02	NWSW	40.00	T14S R22E S02	SWSW	33.00
T14S R22E S02	SESW	40.00	T14S R22E S03 Lot 1	NENE	32.00
T14S R22E S03	SENE	31.00			

638 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 220 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 45-2529 AND 45-4192 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 638 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 45-2529 PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

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 - Beneficial Use

Amended Director's Report

02/24/2006

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

RIGHT NUMBER: 45-12456

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: BIRCH CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 3.122 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1881

POINT OF
DIVERSION: T14S R22E S14 SESESE Within CASSIA County
T14S R22E S24 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>		<u>QUANTITY</u>
IRRIGATION	02/28	11/15	3.122 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S26	SWNW	40.00	T13S R22E S26	SENE	40.00
T13S R22E S26	NESW	39.00	T13S R22E S26	NWSW	40.00
T13S R22E S26	SWSW	40.00	T13S R22E S26	SESW	40.00
T13S R22E S27	NESE	40.00	T13S R22E S27	SESE	40.00
T13S R22E S35	NWNE	35.00	T13S R22E S35	SWNE	40.00
T13S R22E S35	NENW	40.00	T13S R22E S35	NWNW	39.00
T14S R22E S02	NESW	40.00	T14S R22E S02	NWSW	40.00
T14S R22E S02	SWSW	33.00	T14S R22E S02	SESW	40.00
T14S R22E S03 Lot 1	NENE	32.00	T14S R22E S03	SENE	31.00
T14S R22E S11	NESW	13.00	T14S R22E S11	SESW	1.00
T14S R22E S11	NESE	40.00	T14S R22E S11	NWSE	40.00
T14S R22E S11	SWSE	37.00	T14S R22E S11	SESE	40.00
T14S R22E S14	NENE	38.00	T14S R22E S14	NWNE	24.00
T14S R22E S14	SWNE	5.00	T14S R22E S14	SENE	8.00
T14S R22E S14	NESE	20.00	T14S R22E S14	NWSE	28.00
T14S R22E S14	SESE	5.00			

988 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 988 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-12456, 45-13489, & 45-13496.

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

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.

The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 45-78D FOR 0.082 CFS, 45-78F FOR 0.063 CFS, 45-81D FOR 0.033 CFS, 45-81F FOR 0.164 CFS, 45-81G FOR 0.04 CFS, 45-83 FOR 0.94 CFS, 45-84 FOR 0.94 CFS, 45-87B FOR 0.76 CFS, AND 0.1 CFS UNCLAIMED FROM 45-87.

02/24/2006

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

RIGHT NUMBER: 45-13489

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: BIRCH CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 1.309 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 03/01/1875

POINT OF
DIVERSION: T14S R22E S14 SESESE Within CASSIA County
T14S R22E S24 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2/28 11/15	1.309 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S26	SWNW	40.00	T13S R22E S26	SENE	40.00
T13S R22E S26	NESW	39.00	T13S R22E S26	NWSW	40.00
T13S R22E S26	SWSW	40.00	T13S R22E S26	SESW	40.00
T13S R22E S27	NESE	40.00	T13S R22E S27	SESE	40.00
T13S R22E S35	NWNE	35.00	T13S R22E S35	SWNE	40.00
T13S R22E S35	NENW	40.00	T13S R22E S35	NWNW	39.00
T14S R22E S02	NESW	40.00	T14S R22E S02	NWSW	40.00
T14S R22E S02	SWSW	33.00	T14S R22E S02	SESW	40.00
T14S R22E S03 Lot 1	NENE	32.00	T14S R22E S03	SENE	31.00
T14S R22E S11	NESW	13.00	T14S R22E S11	SESW	1.00
T14S R22E S11	NESE	40.00	T14S R22E S11	NWSE	40.00
T14S R22E S11	SWSE	37.00	T14S R22E S11	SESE	40.00
T14S R22E S14	NENE	38.00	T14S R22E S14	NWNE	24.00
T14S R22E S14	SWNE	5.00	T14S R22E S14	SENE	8.00
T14S R22E S14	NESE	20.00	T14S R22E S14	NWSE	28.00
T14S R22E S14	SESE	5.00			

988 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 988 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-12456, 45-13489, & 45-13496.

02/24/2006

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

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.

The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 45-77D FOR 0.45 CFS, 45-77H FOR 0.208 CFS, 45-77K FOR 0.238 CFS, 45-80D FOR 0.19 CFS, & 45-80F FOR 0.223 CFS.

02/24/2006

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

RIGHT NUMBER: 45-13496

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: BIRCH CREEK TRIBUTARY: GOOSE CREEK

QUANTITY: 1.050 CFS
THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 12/05/1882

POINT OF
DIVERSION: T14S R22E S14 SESESE Within CASSIA County
T14S R22E S24 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02/28 11/15	1.050 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S26	SWNW	40.00	T13S R22E S26	SENE	40.00
T13S R22E S26	NESW	39.00	T13S R22E S26	NWSW	40.00
T13S R22E S26	SWSW	40.00	T13S R22E S26	SESE	40.00
T13S R22E S27	NESE	40.00	T13S R22E S27	SESE	40.00
T13S R22E S35	NWNE	35.00	T13S R22E S35	SWNE	40.00
T13S R22E S35	NENW	40.00	T13S R22E S35	NWNW	39.00
T14S R22E S02	NESW	40.00	T14S R22E S02	NWSW	40.00
T14S R22E S02	SWSW	33.00	T14S R22E S02	SESE	40.00
T14S R22E S03 Lot 1	NENE	32.00	T14S R22E S03	SENE	31.00
T14S R22E S11	NESW	13.00	T14S R22E S11	SESE	1.00
T14S R22E S11	NESE	40.00	T14S R22E S11	NWSE	40.00
T14S R22E S11	SWSE	37.00	T14S R22E S11	SESE	40.00
T14S R22E S14	NENE	38.00	T14S R22E S14	NWNE	24.00
T14S R22E S14	SWNE	5.00	T14S R22E S14	SENE	8.00
T14S R22E S14	NESE	20.00	T14S R22E S14	NWSE	28.00
T14S R22E S14	SESE	5.00			

988 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 988 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-12456, 45-13489, & 45-13496.

02/24/2006

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

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.

The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 45-79D FOR 0.45 CFS, 45-79F FOR 0.135725 CFS, 45-79H FOR 0.146 CFS, 45-82D FOR 0.06 CFS, & 45-82F FOR 0.26 CFS.

02/24/2006

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

RIGHT NUMBER: 45-13497

NAME AND ADDRESS: MANNING RANCHES INC
2233 BIRCH CREEK RD
OAKLEY ID 83346

SOURCE: BIRCH CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 0.800 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/01/1882

POINT OF

DIVERSION: T14S R22E S14 SESESE Within CASSIA County
T14S R22E S24 SESWNW Within CASSIA County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2/28 11/15	0.800 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S34	SWSE	40.00	T13S R22E S34	SESE	40.00
T14S R22E S02	NESW	40.00	T14S R22E S02	NWSW	40.00
T14S R22E S02	SWSW	33.00	T14S R22E S02	SESW	40.00
T14S R22E S03 Lot 1	NENE	32.00	T14S R22E S03	SENE	31.00
T14S R22E S11	NESW	13.00	T14S R22E S11	SESW	1.00
T14S R22E S11	NESE	40.00	T14S R22E S11	NWSE	40.00
T14S R22E S11	SWSE	37.00	T14S R22E S11	SESE	40.00
T14S R22E S14	NENE	38.00	T14S R22E S14	NWNE	24.00
T14S R22E S14	SWNE	5.00	T14S R22E S14	SENE	8.00
T14S R22E S14	NESE	20.00	T14S R22E S14	NWSE	28.00
T14S R22E S14	SESE	5.00			

595 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 237 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to 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

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS.45-89C FOR 0.4 CFS,
AND 45-89D FOR 0.4 CFS.

Amended Director's Report