

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 69-11519
Date Received 3-7-06
Receipt Number CO 80536 + @ 80551
d.e. 203-14-06

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly Magness Racing Ventures and

1. Name of Claimant (s) Rocking M Cattle Co. Phone (207) 262-2325

Mailing Address See Attachment 1 Zip

2. Date of Priority (Only one (1) per claim) 1/1/1920

3. Source of water supply (a) Spring
which is tributary to (b) Trail Creek

4. a. Location of existing point of diversion is: Township 13N Range 7W Section 3
NE 1/4 of SE 1/4 of 1/4, Govt. Lot, B.M., County of

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Current sistern at spring is 4x4'. Water feeds storage pond located about 200' north of spring. Used to irrigate pastures west of pond and for stock water. Also serves a cabin located 50' NW of spring and a trailer located 100' SE of spring. Stock water at corrals located 300' south of spring. 1000 head holding pasture and 40 acre holding pasture. This was a major lambing and shearing camp in the 1920's - 1940's, now it is the main processing location for the cattle ranch.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Mar 1 to Oct 31 amount .8 or _____

For Stock water purposes from Jan 1 to Dec 31 amount .8 or _____

For Domestic purposes from Jan 1 to Dec 31 amount .8 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .8 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Cabin, trailer, stock water 500+ range cattle and up to 25 horses.

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13N	7W	11							D/S	D/S									
13N	7W	10	S/I		S/I														40
13N	7W	3																	

Total number of acres irrigated 40

11. In which county (ies) are lands listed above as place of use located? Washington

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

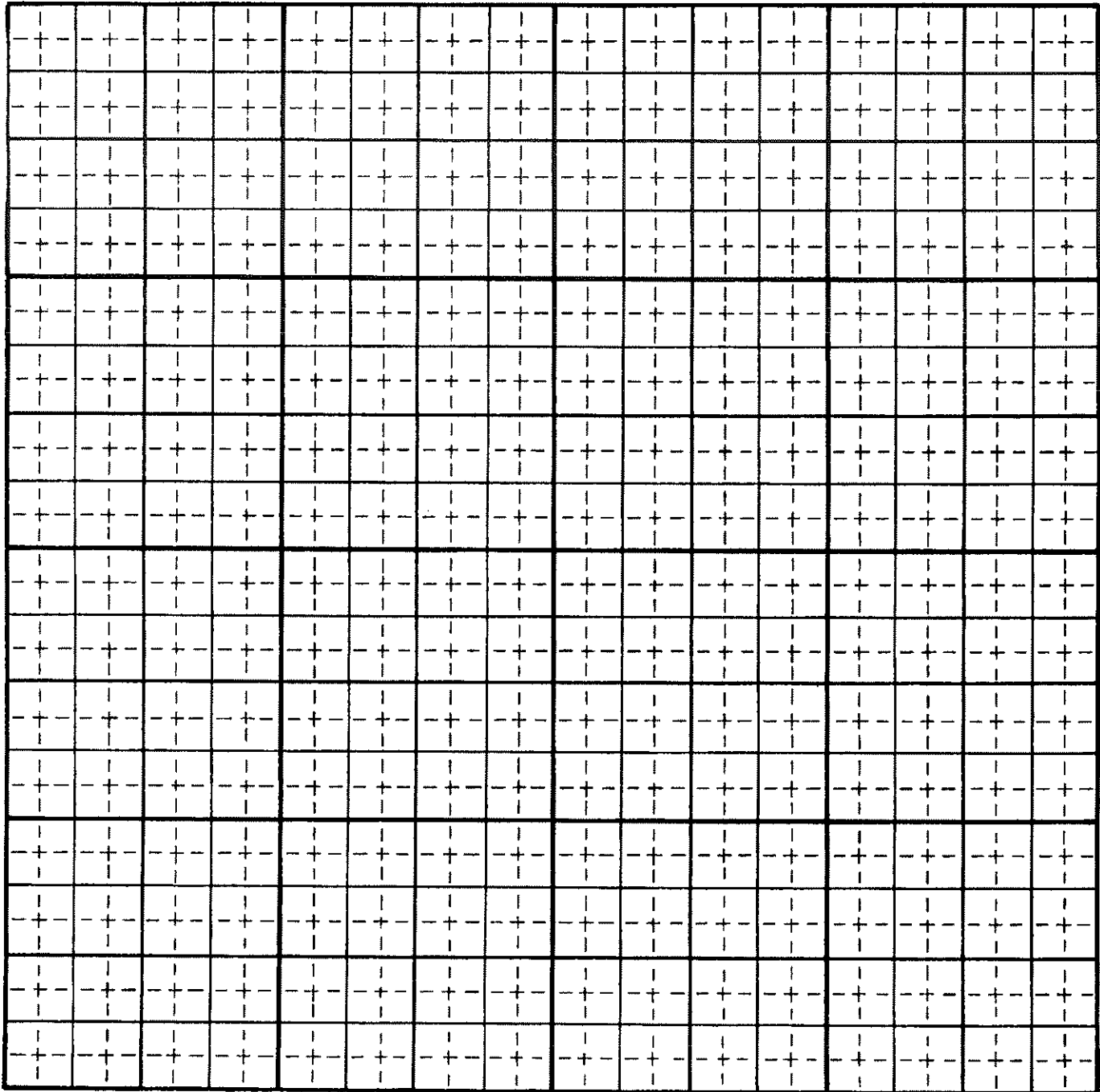
13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:
Attachment 1 = addresses for #1
Attachment 2 = map
Attachments 3 and 4 = signature pages

Last Name Magness Racing Ventures, Inc. Ident No. 69-11519
Rocking M Cattle Co.

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile See Attachment 2.



Last Name Magness Racing Ventures Ident No. 69-11519
Rocking M Cattle Co.

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s) See Attachments 3 and 4.

(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 4

For Individuals: I 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 _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Linda Jones will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Linda Jones

Address Holland & Hart LLP, P.O. Box 2527, Boise, ID 83701-2527

Date March 9, 2006

Last Name Magness Racing Ventures, Inc. Ident. Number 69-11519
Rocking M Cattle Co.

Attachment 1

The two owners of the ranch property and water rights are:

Magness Racing Ventures, Inc.
4343 S. Holly Street
Englewood, CO 80111

Attn: Sharon Magness Blake, President
970-262-2325

Rocking M Cattle Co., a limited partnership
5360 North Franklin Street
Denver, CO 80216

Attn: Roy M. Moore, General Partner
303-294-0146

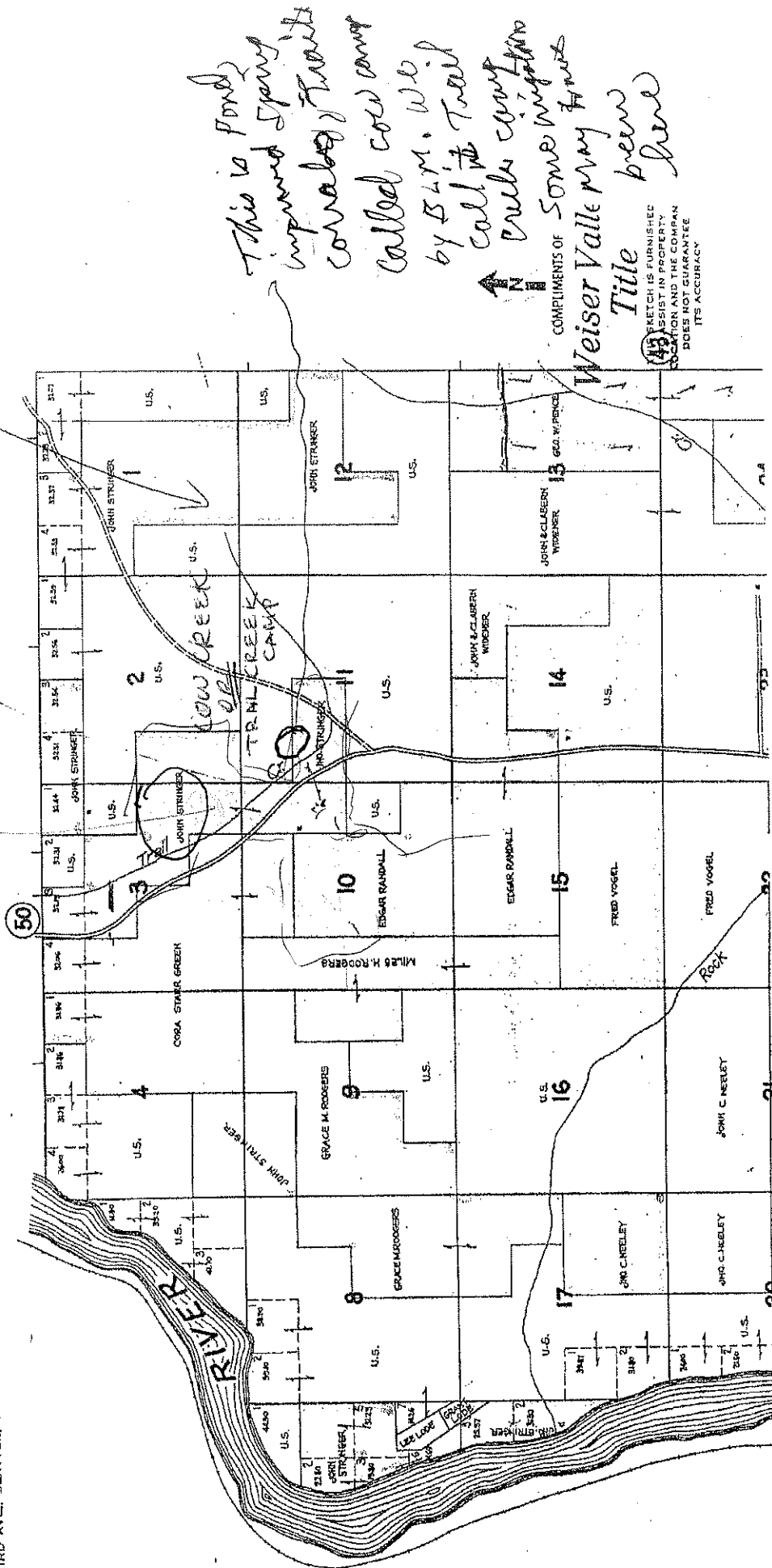
Magness Racing Ventures and
Rocking M Cattle Co.

TOWNSHIP 13 N., RANGE 7 W. B. M.
WASHINGTON COUNTY, IDAHO

SCALE 2 IN. = 1 MILE

FOR SALE BY

CHAS. F. METSKER
514 S. W. OAK STREET, PORTLAND, OREGON
111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON



SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
ITS ACCURACY

43 Weiser Valle way
Title beer here
43 SKETCH IS FURNISHED
43 ASSIST IN PROPERTY

PA COMPLIMENTS OF JO SWINARD

Title

been

Wei

57

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SECRET

69-11519

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15. Basis of Claim (check one) ☒ Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☐
☐ Decree

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 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 _____ President _____

of _____ Magness Racing Ventures, Inc. _____, that I have signed the foregoing

document in the space below as _____ President _____ of _____ Magness Racing Ventures, Inc. _____

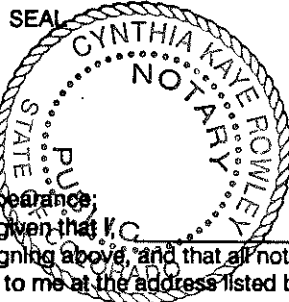
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ President, Magness Racing Ventures, Inc. _____ Date _____ March 7, 2006

State of ~~Idaho~~/or _____ Colorado)
 County of _____ Arapahoe) SS.

Subscribed and sworn (or affirmed) before me this _____ 7th _____ day of _____ March _____ 49 2006



Notary Public _____ Cynthia Kaye Rowley

Residing at _____ 2112 S. Fairplay St., Aurora, CO 80014

My Commission Expires _____ April 29, 2007

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Magness Racing Ventures and
 Rocking M Cattle Co.

69-11519

Last Name _____ Ident. Number _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
 Decree _____
 If applicable provide IDWR Water Right Number _____
 Court _____ Case Number _____ Decree Date _____
 Plaintiff vs 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 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 _____

of Rocking M Cattle Co Title General Partner, that I have signed the foregoing
 document in the space below as General Partner of Rocking M Cattle Co
 Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Roy R. Brown Jr.

Title and Organization General Partner Rocking M Cattle Co

Date 03/06/06

State of Colorado)
 County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 6th day of March 2006

Notary Public Nancy L. Paul

Residing at 11351 E. 112th Ave, Henderson, CO 80640

My Commission Expires 7/27/2008

My Commission Expires 7/27/2008

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Magness Racing Ventures and
 Rocking M Cattle Co.

69-11519

Last Name _____ Ident. Number _____