

Idaho Department of Water Resources Receipt

Receipt ID E031466

Payment Amount \$32.00 Date Received 11/23/2005 3:30:01 PM Region Eastern Status ☐

Payment Type Money Order Check Number 09059547385

Payer HARTMAN RANCH

Comment amend SRBA claim 24-4015

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$32.00	ADJUDICATION FILING FEE	0337	43503	1155	


Signature Line (Dept. Representative)



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

3 November 2005

Hartman Ranch LLC
P. O. Box 15
Fairview, WY 83119

Re: Snake River Basin Adjudication (SRBA)
Claim 24-4015

Subject: AMENDING YOUR CLAIM

RESPONSE DATE: 21 November 2005

Dear Claimant(s):

After reviewing your SRBA claim I'm recommending you amend your claim to claim include additional acres. The original claim was for 142 acres. The amended claim you signed in August is for 231.8 acres. Some of these acres have been paid under other claim numbers. However, you still owe \$32.00 for 32 acres.

Please remit your check by the above response date in order for this claim to be processed. Please let me if you have any questions. please feel free to contact me at 547-3993 in Soda Springs.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/bjp

MEMO TO THE FILE

DATE: 10-17-05 11:11am.

TO FILE NUMBER(S): 24-4015, 4016, 4017

FROM: Cindy Bird

CONVERSATION WITH: Kent Foster.

attorney for Hartman Ranch.

SUBJECT: Posted Notices, evidence of priority.

I explained to Kent Foster that the posted
Notice is an "Intent" to divert water. The posted
Notice under 24-4015 doesn't match the statutory
claim. The Posted Notice is primarily in Sect 21,
Some in Sec. 22. (SWNW only in 22). The Statutory
claim is in Sec. 15 but mostly in section 22.

Kent will review the information because
he is not familiar with it, and get back to
me.

There is nothing in this file that provides evidence.

There is a Water Right Transfer dated 11/10/1997, Transfer # 5053 on claim # 24-4015.

Transfer # 5053 changes place and nature of use under claim # 24-4015. Irrigated acres are shifted slightly and a new QQ is added. Nine acres ceased irrigation to compensate for the new recreational use of 2 ponds.

There is a Notice of Water Right dated 1/26/1903 in the file, but nothing supporting it. The claimants are Cyrenus J. Bagley and William Bagley.

A Purchase Agreement dated 12/10/1991 shows the property belonged to Box Ranch Inc. (Alfred & Colleen Sorenson) and went to John Taft Corp. (John & Melody Taft) and the Hartman Family Trust (Walter Hartman Jr.).



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 22, 2005

Hartman Ranch LLC
1694 Eastman
Ventura, CA 93003

COPY

Re: Snake River Basin Adjudication (SRBA)
Claims: 24-4015, 24-4016 & 24-4017

Subject: EVIDENCE OF PRIORITY

Response Date: October 13, 2005

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 24. The Notice(s) of Claim identified with the numbers shown above, have been filed in the Snake River Basin Adjudication (SRBA).

The Notice indicates that the claims are based on statutory use. Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
**The Department cannot recommend the court decree the Notice if no
evidence of a priority date is submitted.**
.....

Please submit the documentation supporting the priority date by the above noted response date referencing all documents with the corresponding Claim numbers. If you have any questions not covered by this letter, please feel free to contact me at (208) 547-3993.

Respectfully,

Pauline Bassett

Enclosure: Brochure on "Evidence of Priority"

CC: Tate M. Jarry
Live Water Properties, LLC
PO Box 9240
Jackson, WY 83002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): A24-04015, A24-04016, A24-04017

[] Name(s): Hartman Ranch LLC

[] Old Mailing Address: PO Box 25117
Jackson Wyo 83001

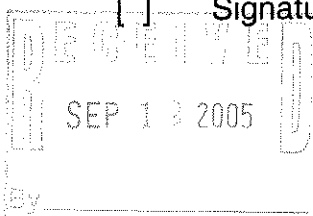
[] New Mailing Address: PO 1694 EASTMAN
VENTURA, CA
93003

Telephone Number: (805) 642-0121

[] Signature(s) of Owner(s) W. E. Hartman

General Partner
(Include your title if on behalf of company or organization)

Date: Aug 17, 2005



Hartman Acreage Summary

Claim A24-04015 142 acres Crow Creek
(^{map} overlaps both other claims)

Claim A24-04016 165.4 acres Rock creek

Claim A24-04017 79.0 acres Sage Creek

$\Sigma = 386.4$ acres.

GIS maps

A24-04015 - ponds. shp

18.5

no overlap

A24-04015 - irr. shp

232.5

overlaps both

other rights,

some unique.

A24-04016. shp

201.1

some unique, mostly

overlaps A24-04015. irr

A24-04017. shp

60.9

no overlap

Sage Creek 1903

82.7

overlaps A24-04015

$\Sigma = 577.1$

(not incl. ponds)

All Hartmann

398.8

(not incl. ponds)

Note that rounding of acres by QQ
introduces some small differences in the
lists on individual WR pool recommendations.

Nachtman Ranch LLC

Assessors Office
10-20-04

Porch TRS	Category	Ac.
2113A 9,46,3	dry grazing	120
2116A 9,46,4	" "	320
21170 9,46,8	" "	40
21200 9,46,9	" "	320
2120A 9,46,9	" "	320
21210 { 9,46,10	" "	320
	Waste	40
2122A 9,46,10	Dry grazing	160
21280 { 9,46,15	" "	454
	Meadow	60
	Waste	2
2128A 9,46,15	Dry grazing	10
21320 { 9,46,20	" "	76
	Waste	2
21330 { 9,46,21	Dry grazing	306
	Meadow	166
	Waste	8
21340 { 9,46,22	Dry grazing	392
	Meadow	84
	Waste	4
2134A 9,46,22	Dry grazing	118

W $\frac{1}{2}$, TR NE $\frac{1}{4}$;
TR W $\frac{1}{2}$ SE,

N $\frac{1}{2}$, N $\frac{1}{2}$ SE,
E $\frac{1}{2}$ SW

W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$

Acreage, A25-04015

Township, Range	Section	QQ	Q	Irrigation Acres	Recreation Pond	QQF	QF	
09S46E	15	SE	SW	8.5			4	3
09S46E	15	SW	SE	24			3	4
09S46E	15	SE	SE	2.6			4	4
Section Total				35.1				
09S46E	21	SE	NE	1.4			4	1
09S46E	21	NE	SW	7	R		1	3
09S46E	21	NE	SE	29	R		1	4
09S46E	21	NW	SE	22	R		2	4
Section Total				59.4				
09S46E	22	NW	NE	32			2	1
09S46E	22	SW	NE	8.8			3	1
09S46E	22	NE	NW	32			1	2
09S46E	22	NW	NW	0.1			2	2
09S46E	22	SW	NW	2.8	R		3	2
09S46E	22	SE	NW	33			4	2
09S46E	22	NE	SW	6.6	R		1	3
09S46E	22	NW	SW	22			2	3
Section Total				137.3				
Total Acres				231.8				

TRSQQ	ID	AREA	PERIMETER	ACRES	Acres	
09S46E22NWNE	0	128691.656	1440.303	31.800	32	
09S46E22SWNE	0	35721.889	858.157	8.827	8.8	
09S46E22SENE	0	135213.286	1654.707	33.411	33	
09S46E22SWNW	0	11173.538	1078.634	2.761	2.8	
09S46E21SENE	0	5645.000	581.950	1.395	1.4	
09S46E21NESE	0	115925.689	2071.004	28.645	29	
09S46E21NWSE	0	87415.327	1893.117	21.600	22	
09S46E21NESW	0	28506.548	1338.400	7.044	7	
09S46E22NWSW	0	89422.554	1537.663	22.096	22	
09S46E21SESW	0	0.423	3.053	0.000	0	
09S46E15SWSE	0	99108.557	1459.248	24.490	24	
09S46E15SESW	0	34594.162	1261.814	8.548	8.5	
09S46E22NESW	0	26782.074	761.394	6.618	6.6	
09S46E15SESE	0	10654.220	591.848	2.633	2.6	
09S46E22NENW	0	131286.500	3254.962	32.441	32	
09S46E22NWNW	0	585.482	444.491	0.145	0.1	

Points in Contor_GPS_July05.shp

Claim	Sitetag	Feature	Waypoint	ldtm83_e	ldtm83_n	Instrument	Collected	Date	Notes
A24-04015	A0013650	POD	55	2738739	1273546	Garmin Geko 201	B. Contor	20050723	One of 4 diversions, serves S side of creek
A24-04015	none	POD	56	2740317	1274060	Garmin Geko 201	B. Contor	20050723	One of 4 diversions, serves N side of creek
A24-04015	none	POU	57	2740725	1274666	Garmin Geko 201	B. Contor	20050723	Taken on top of knoll that marks east extent of Irr on north side o
A24-04015	A0013651	POD	58	2740529	1274313	Garmin Geko 201	B. Contor	20050723	One of 4 diversions, serves S side of creek
A24-04015	A0013652	POD	59	2739466	1273437	Garmin Geko 201	B. Contor	20050723	One of 4 diversions, serves S side of creek

A24-04015 Field exam narrative 3 Aug 05.

On 23 July 05 I met w/ Mr. Monte Clems, ranch manager, and reviewed the maps, visited the diversion, and inspected the POU. Based on this inspection I have prepared an amended claim to better reflect the actual irrigation practice. There does not appear to have been a change in practices, this is just a refinement of the claims.

Transfer 5053 authorizes conversion of some irrigation to recreational ponds. Field inspection confirms this has taken place. The transfer does not appear to be intended as a final determination of irrigated lands.

This right overlaps both A24-04016 (Rock Creek) and a new claim from Sage Creek. The combined total irrigated acreage is approx 398 acres.

Four points of diversion were found, two of which were diverting water. The western-most (upstream) diversion was a 2' headgate flowing full, with velocity estimated at 2-3 ft/s from floating bits of vegetation pulled into the pipe.

$$Q = VA = (2 \text{ ft/s}) (\pi) (1 \text{ ft})^2 \approx 6.3 \text{ ft}^3/\text{s}$$

The eastern-most (downstream) diversion was a 24" pipe flowing half full at similar velocity.
 $\approx 3 \text{ ft}^3/\text{s}$.

The other two diversions appeared to be of similar capacity. Assuming with overlaps that most of the supply must come from Crow Creek, $231 \times 70\% \approx 160$ acres to be supplied under this right.

A24-04015 narrative p2 3 Aug 05

Assuming 0.03 or 0.04 cfs/acre for wild flood practice, required capacity is

$(160 \times 0.04) = 6.4 \text{ ft}^3/\text{s}$, plus recreation diversion of 0.46 cfs $\approx 7 \text{ cfs}$.

Diversion works appear adequate for this.

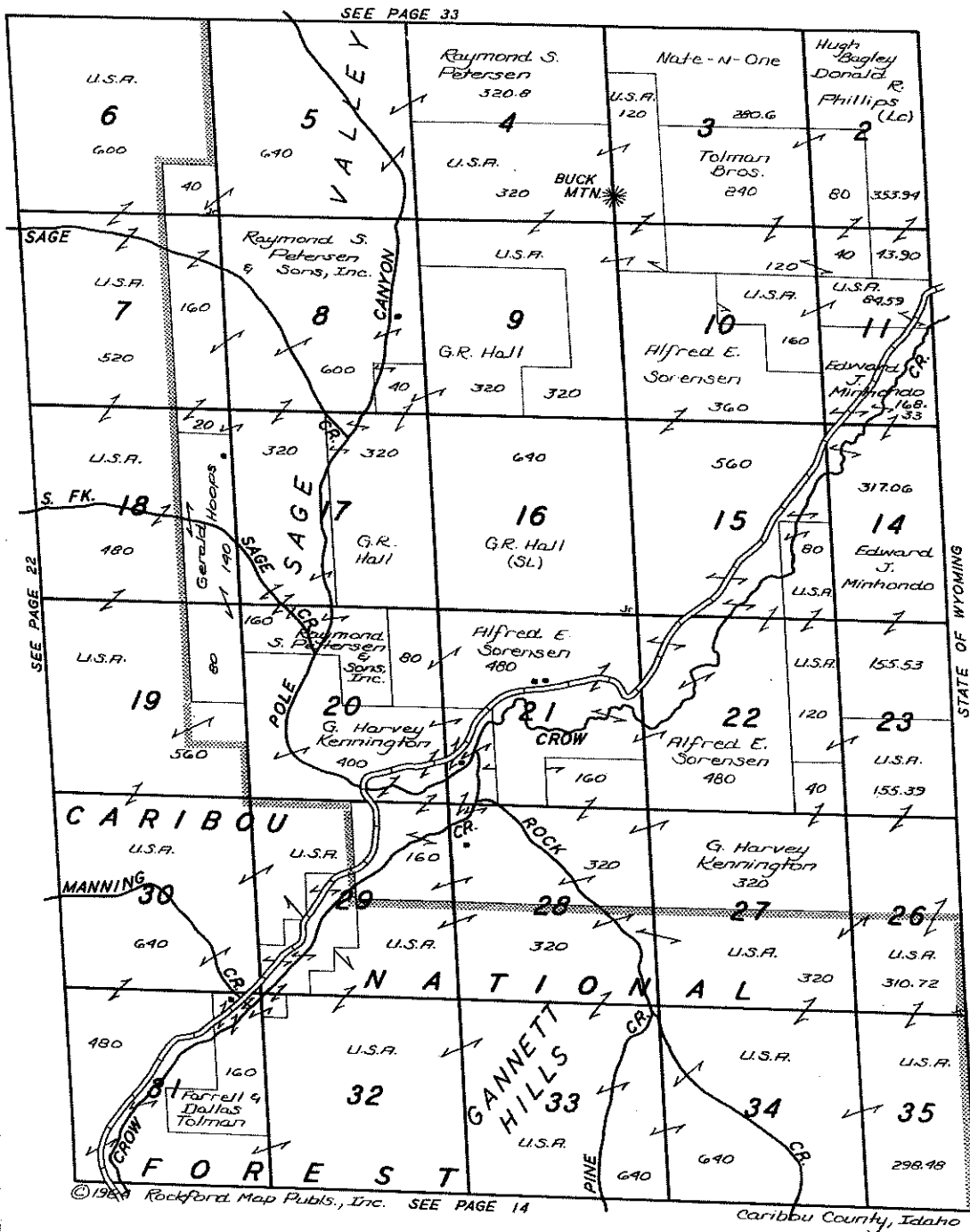
Note that irrigated lands adjoin Crow Creek with no intervening users between PSD and point of return flows. Excess diversion rates will likely not cause injury.

BAC 3 Aug 2005

Acreage, A25-04015

Township, Range	Section	QQ	Q	Irrigation Acres	Recreation Pond
09S46E	15	SE	SW	8.5	
09S46E	15	SW	SE	24	
09S46E	15	SE	SE	2.6	
Section Total				35.1	
09S46E	21	SE	NE	1.4	
09S46E	21	NE	SW	7	R
09S46E	21	NE	SE	29	R
09S46E	21	NW	SE	22	R
Section Total				59.4	
09S46E	22	NW	NE	32	
09S46E	22	SW	NE	8.8	
09S46E	22	NE	NW	32	
09S46E	22	NW	NW	0.1	
09S46E	22	SW	NW	2.8	R
09S46E	22	SE	NW	33	
09S46E	22	NE	SW	6.6	R
09S46E	22	NW	SW	22	
Section Total				137.3	
Total Acres				231.8	

Pou Summary A24-04015



Albion LABORATORIES, INC.

NUTRITIONAL CONSULTANT
Soil - Plants - Animals

LES OZBURN

Distributor of Albion Products

Soda Springs, Idaho
83276
(208) 547-4045

213 Addison Avenue
Twin Falls, Idaho 83301
(208) 733-5581

NELSON & HARDING

Attorneys at Law

Real Estate Law
Probates - Taxes & Estate Planning
Water Law - General Litigation

547-2135

172 South Main - Soda Springs, Idaho

Log for claim 24-04015

Spatial Dynamics LTD

4/4/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s46e	15	SESW	15	10	
09s46e	15	NWSE	17	14	
09s46e	15	SWSE	35	36	
09s46e	22	NWNE	19	31	Indiscernible
09s46e	22	NENW	19	36	Indiscernible
09s46e	22	NWNW	17	12	
09s46e	22	SWNW	20	32	Indiscernible
Totals:			142	171	

SCHEDULE "A"

BOX RANCH LEGAL DESCRIPTION

State of Idaho, to-wit: Township 9 South, Range 46 East, Boise Meridian:

Section 8: SE1/4 SE1/4;
 Section 9: SW1/4, S1/2 NW1/4, SW1/4 NE1/4, NW1/4 SE1/4;
 Section 10: SW1/4, S1/2 NW1/4, W1/2 SE1/4, SE1/4 SE1/4;
 Section 15: W1/2, NE1/4, W1/2 SE1/4;
 Section 17: E1/2;
 Section 20: E1/2 NE1/4;
 Section 21: N1/2, N1/2 SE1/4, E1/2 SW1/4;
 Section 22: W1/2, W1/2 E1/2.

Together with water rights as adjudicated to the Box Ranch, by the Fifth Judicial District Court in Twin Falls, Idaho, in 1989.

Type of Use	Identification Number	Water Source	Priority Date	Period of Use	Total Appropriation	Acres
irrigation	A24-04015 ^{ak}	Crow Creek	Jan 26 1903	04-01 to 11-01	5.00 CFS 371.50 Acre-Feet	115.00 Acres
irrigation	A24-04016 ^{ak}	Horse (Rock) Creek	Jan 26 1903	04-01 to 11-01	5.00 CFS 572.50 Acre-Feet	229.00 Acres
irrigation	A24-04017 ^{ak}	Sage Canyon Creek	Sept 18 1888	04-01 to 11-01	1.40 CFS 197.50 Acre-Feet	79.00 Acres
					11.40 CFS 1,147.50 Acre-Feet	423.00 Acres
Stockwater	A24-10011	Spring	May 1 1903	04-01 to 11-01	0.030 CFS 100 Head of Cattle	
Stockwater	A24-10012	Spring	May 1 1903	04-01 to 11-01	0.030 CFS 100 Head of Cattle	
Domestic	A24-10013	Spring	May 1 1903	Year Round	2 Horses	

344 A.L.

GRAZING LEASES AND ALLOTMENTS TO BE TRANSFERRED TO PURCHASER

1. Idaho State Grazing Lease No. 3253 "Headquarters"
 Section 16, T9S, R46E, BM

2. BLM Buck Mountain Grazing Allotment No. 04145



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

MARCH 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HARTMAN RANCH LLC
PO BOX 25117
JACKSON WY 83001

RE: CHANGE IN OWNERSHIP FOR A24-04015, -04016, -04017

Dear Mr. Hartman:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____

Adjudication Claim Number(s) A24-04015

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

*no deed change
see 5 below*

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s)

Box Ranch Partnership 906 E. Hartman

P.O. Box 3416 Ventura CA 93006

4. New Owner/Claimant(s)

W. E. Hartman

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address

P.O. Box 25177

City, State and ZIP Code

Jackson WY

83001

New Telephone Number

(307) 739 - 2224

5. Date you acquired the property

Ownership is same - Partnership name change only

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New

Owner/Claimant(s)

W. E. Hartman

Date

3-11-97

Hartman Ranch L.L.C.
P.O. Box 25177

Date

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

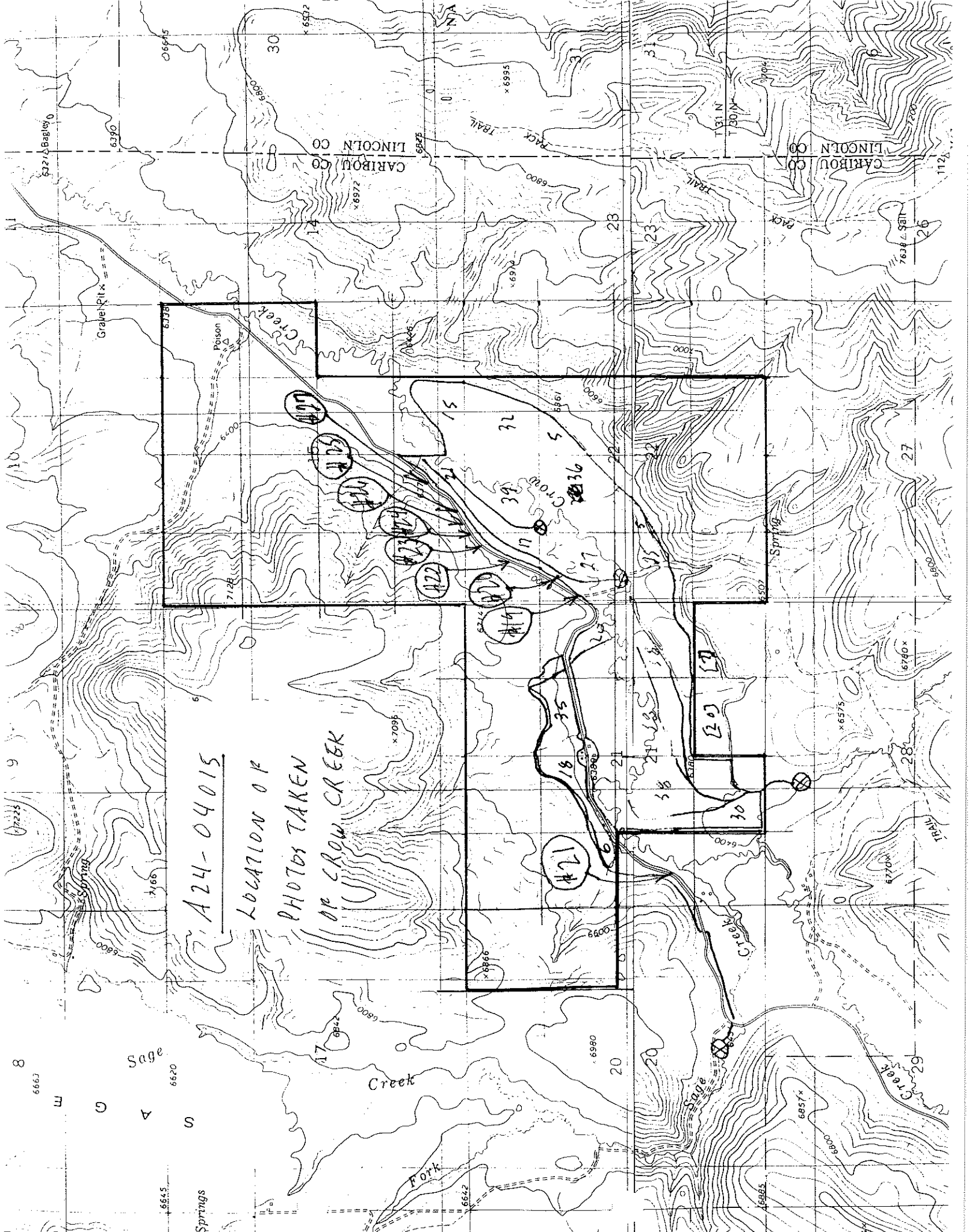
Dec 26.

Steve - for the documentation on the field exam you did I suggest the following:

- ① Map illustrating the boundaries of irrigated land, the water distribution system (ditches), the location of the points of diversion if on the map, and irrigated acres per $\frac{1}{4}$ $\frac{1}{4}$.
 - ② Acreage tabulation sheet listing the irrigated acres in each $\frac{1}{4}$ $\frac{1}{4}$.
 - ③ Memo summarizing findings.
- * NOTE: sign & date each document so we know who & when generated them and when.
- ④ Generate 'R' record. update elements verified by field inspection. Include ~~an~~ a narrative in Remarks about the who what where when and that the findings are attached to the claim.

By following this procedure I we should be able to process your work when we do Basin 24 claims review.

If you have some suggestions that may improve the above lets talk them ~~thru~~ over.



C. A24-04015
LOCATION OF
PHOTOS TAKEN
ON CROW CREEK

Sage
Creek

Creek

Fork

Sage

Creek

CARIBOU CO
LINCOLN CO

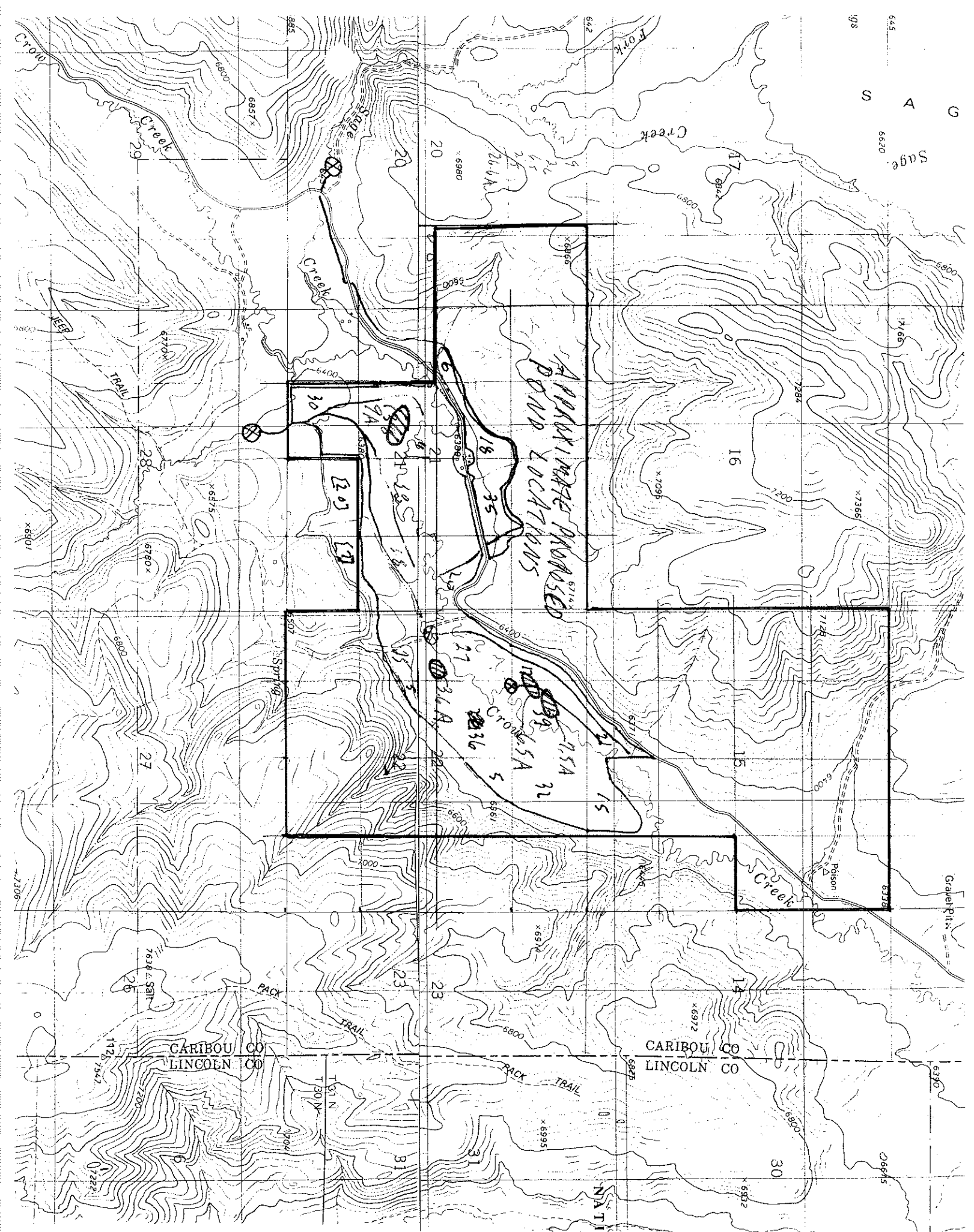
CARIBOU CO
LINCOLN CO

Gravel Pit

Poison

Spring

Trail



HARTMAN RANCH

T 9 S 46 E

SEC 21

	CLAIMED ACREAGE	PROPOSED RECOMMENDED ACREAGE	ALLS ACREAGE
NE : SE NE	20	15	4.0
SW NE	35	23	8.9
NW : SE NW	18	10	9.8
SW NW	6	6	41.7
SW : NE SW	38	38	9.3
SE SW	30	30	4.3
SE : NE SE	38	38	3.9
NW SE	38	32	19.2
SW SE	20	-	9.0
SE SE	7	-	24.4

SEC 22

NE : NW NE	32	19	3.9
SW NE	5	2	5.6
NW : NE NW	39	33	5.7
NW NW	17	17	8.4
SW NW	27	27	52.4
SE NW	36	31	1.9

SEC 15

SW : NW SW	~~25~~	17	23.2
: NE SW	-	5	36.1
SE : NW SE	-	17	20.3
SW SE	15	35	49.6
SW : SE SW	21	15	30.3
	442 Ac.	410 Ac.	404.2

821 SW NW 1.6

410 Ac.

OCTOBER 25, 1994

BOX RANCH PARTNERSHIP
C/O W E HARTMAN
PO BOX 3416
1694 EASTMAN AVE
VENTURA CA 93006

RE: CHANGE IN OWNERSHIP FOR A24-04015, -04016, -04017,
-10011, -10012, & -10013

Dear Mr. Hartman:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED
NOV 17 1994

W.E. "Bud" HARTMAN

Post Office Box 3416
Ventura, California 93006
(805) 642-0121
Fax (805) 642-8007

RECEIVED

OCT 24 1994

DEQ - EIRO

October 20, 1994

State of Idaho
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718

ATTN: Dave Carlson

RE: Water Rights Evidence of Priority

Dear Sir:

In accordance with our telephone conversation of October 20th, I am enclosing copies of the sales agreement and Ranch description for the Box Ranch. This is in response to your letter of September 14, 1994 requesting evidence of priority for water rights #A24-04015, Crow Creek; #A24-04016, Horse (Rock) Creek and #A24-04017, Sage Canyon Creek. You have informed me that you have sufficient evidence of priority for these rights in your files but asked me to send you the sale documents for the Ranch.

If there is anything else you need from me to comply with the requirements, please let me know.

Please change our mailing address for future correspondence to the Box Ranch to:

Box Ranch Partnership
W. E. Hartman
T.E.C.
P.O. Box 3416
1694 Eastman Avenue
Ventura, California 93006

Very truly yours,

W. E. Hartman

W. E. Hartman

WEH/pts:Idaho1020.94

Enclosure

*This letter w/ purchase
agreement acts as change in
ownership. L.T. 10-25-94
Rights are listed on
schedule A*

MICROFILMED

NOV 01 1994