

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV - 8 2007

By _____ Clerk

Deputy Clerk

STANDARD FORM 5 - 79-14051

IDWR Concurrence:

Carter Fritschle 11-8-07
Carter Fritschle Date
Manager, Adjudication Supervisor

Andrea L Courtney 11/8/07
Andrea L Courtney Date
Deputy Attorney General for IDWR

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

RIGHT NUMBER: 79-14051

NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370

SOURCE: BILLY CREEK
UNNAMED STREAM

TRIBUTARY: SALMON RIVER
TRIBUTARY: BILLY CREEK

QUANTITY: ~~0.300 CFS~~ 0.020 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1914

~~The appropriator shall exercise this right in a manner that recognizes the historic practice that the use of water for power generation is incidental to the rights of others to the use of water for other purposes. The appropriator shall not make a delivery call for hydropower generation except as against junior hydropower rights.~~

POINT OF
DIVERSION:

T30N R02W S6 NENE Begin of Stream Flow Within IDAHO County
T30N R02W S8 NESE Begin of Stream Flow Within IDAHO County
T30N R02W S8 NWSE End of Stream Flow Within IDAHO County
T31N R02W S31 NWNW Lot 1 End of Stream Flow Within IDAHO County
~~T31N R02W S31 SENW Within IDAHO County~~
T31N R02W S31 NWNESW End of Stream Flow Within IDAHO County
T31N R02W S31 SWSW Begin of Stream Flow Within IDAHO County
~~T31N R02W S31 SESE Lot 7 Within IDAHO County~~
T31N R03W S25 NWSE End of Stream Flow Within IDAHO County
T31N R03W S25 SWSE Begin of Stream Flow Within IDAHO County

JK
CS
GS
JS

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
~~POWER~~	~~01/01 12/31~~	~~0.300 CFS~~

PLACE OF USE: STOCKWATER Within IDAHO County

T30N R02W S06 Lot 1 NENE	T30N R02W S08	NESE
T30N R02W S08	T31N R02W S31 Lot 2 SWNW	
T31N R02W S31	T31N R02W S31	NESW
T31N R02W S31	T31N R02W S31	SWSW
T31N R02W S31	T31N R02W S31 Lot 5	SESW
T31N R02W S31	T31N R02W S31 Lot 6	SWSE
T31N R02W S31 Lot 7 SESE	T31N R03W S25	NWSE
T31N R03W S25 Lot 5 NWSE	T31N R03W S25	SWSE
<u>POWER Within IDAHO County</u>		
~~T31N R03W S25 SESE~~		

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

CT

AK
GS

JGS

CERTIFICATE OF MAILING

I certify that on Nov. 8, 2006, 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 HAND DELIVERED
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Garold L Haskin Testamentary Trust
803 Crooks St
Grangeville, ID 83530

USDI-BLM
US Dept of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Horseshoe Bend Ranch Inc HAND DELIVERED
1910 Chapel Dr
Philomath, OR 97370

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form