

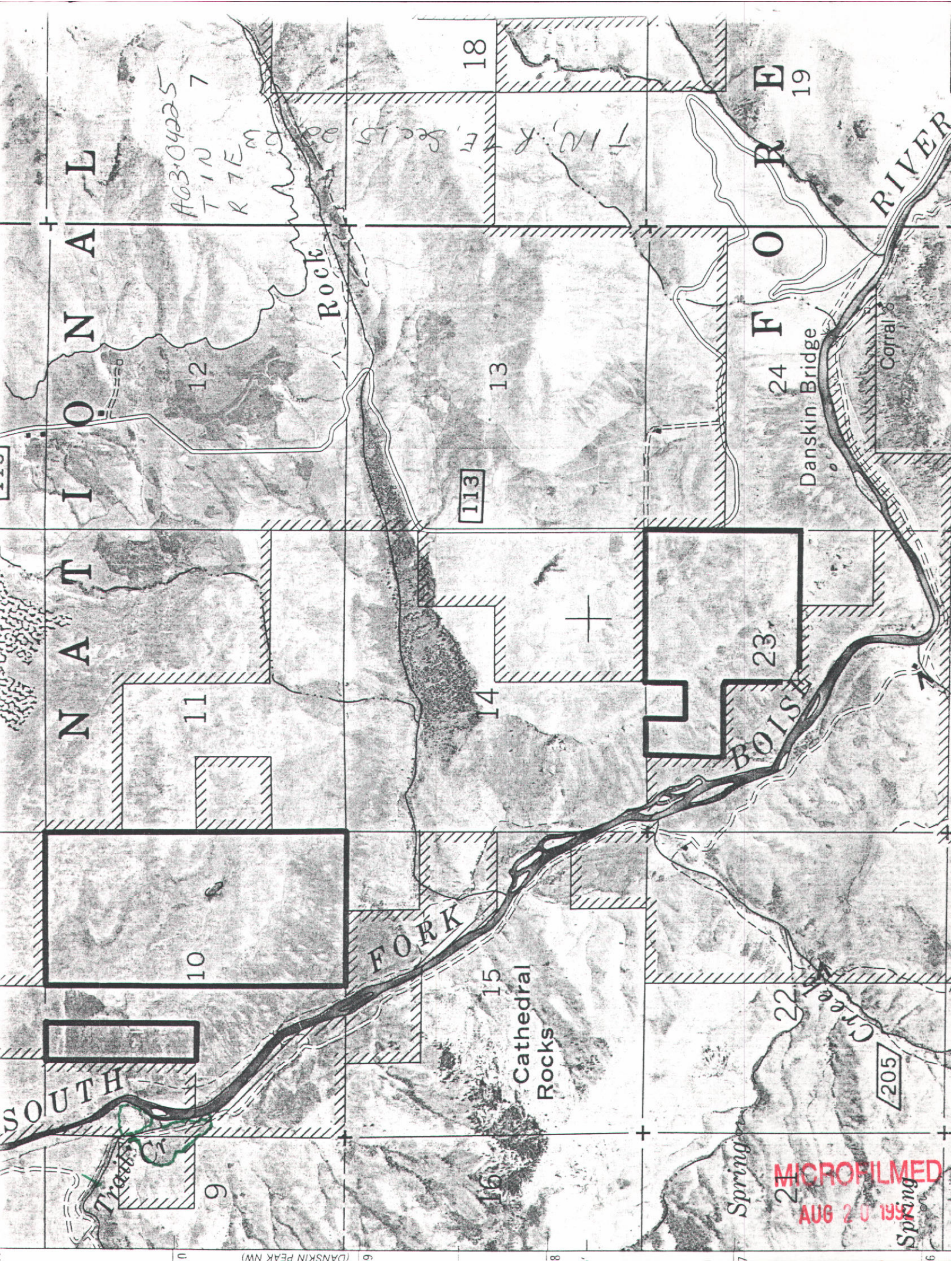


Photo 1. FX Aug. 20, 2001. Photos by RDH. 63-4225; Upper POD from Trail Creek, Located in T01N, R07E, S09, NENE. Eight inch PVC pipe from POD.



Photo 2. Lower POD from Trail Creek. Located in T01N, R07E, S10, SWNW, Lot 3. Four inch PVC pipe from POD. This is the diversion to storage POD.



Photo 3. POD from pond for sources; Springs & Unnamed Stream. Located in T01N, R07E, S09, SENE. Springs are in pond. The unnamed stream enters on the right side of this photo. The Trail Creek source and diversion to storage source is also commingled in the pond but its POD location is shown in photo 2.



Idaho Department of Water Resources

**T01N R07E
S09 & S10**

**Claims: 63-4225
Updated: 26 Nov 01
By: Ron Howerton**

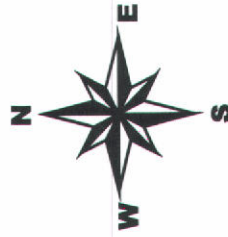
 Place of use

 POD

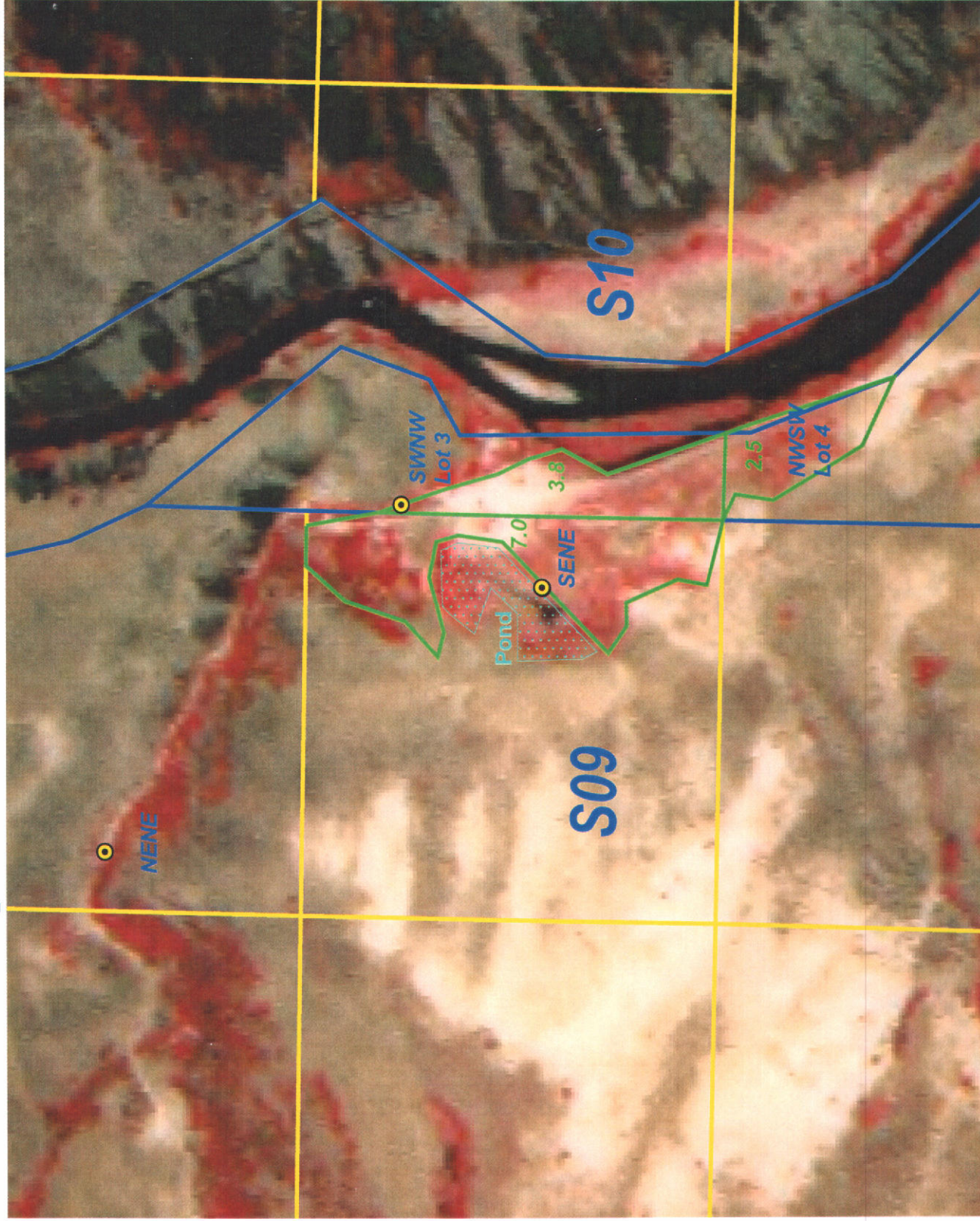
 SECTION

 1/4 1/4

13.3 Acres



1987 NAPP



Idaho Department of Water Resources

**T01N R07E
S09 & S10**

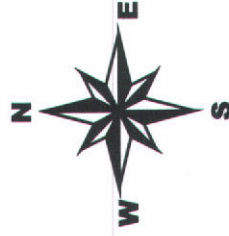
**Claims: 63-4225
Updated: 26 Nov 01
By: Ron Howerton**

 Place of use

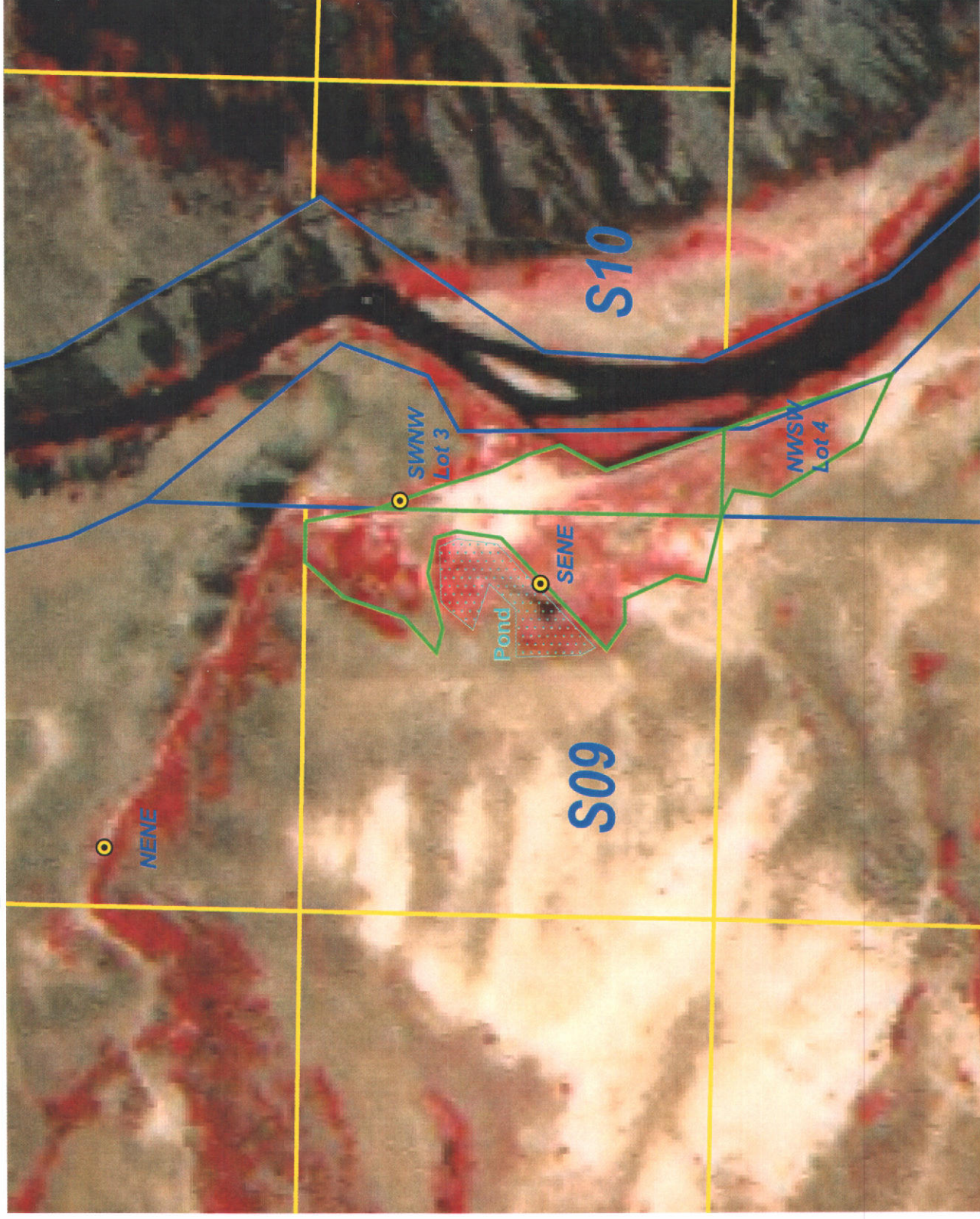
 POD

 SECTION

 1/4 1/4



1987 NAPP



NENE

T01N R07E
SEC 10

SWNW

Lot 3

7.0

Pond

3.8

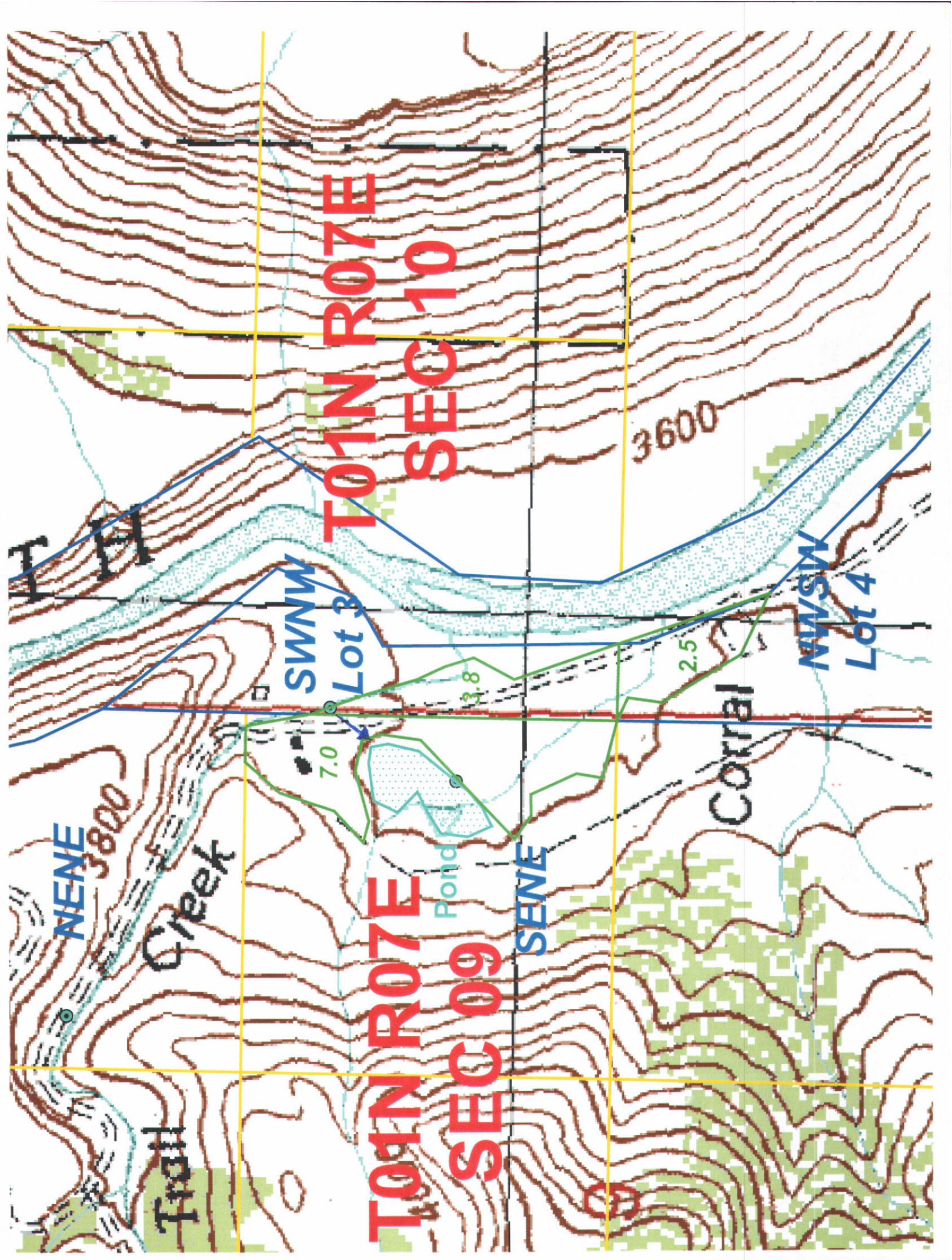
T01N R07E
SEC 09

SENE

2.5

NWSW

Lot 4



T01N R07E
SEC 10

T01N R07E
SEC 09

NENE

Creek

Trail

SWNW

Lot 3

7.0

Pond

3.8

SENE

3600

2.5

Corral

NWSW

Lot 4

1.0

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

AMENDED

Ident. Number 63-4225
Date Received: 11/29/1989
Receipt No: W006829
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): DANSKIN CATTLE LLC Phone: (208)587-3617
C/O ROBERT C BAKER
PO BOX 488
MOUNTAIN HOME ID USA 83647

2. Date of Priority: 04/01/1897

3. Source: SPRINGS Trib. to: BOISE RIVER SOUTH FORK
TRAIL CREEK BOISE RIVER SOUTH FORK
UNNAMED STREAM BOISE RIVER SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4Lot	County	Type
01N	07E	9	SE NE	ELMORE	
01N	07E	9	SE NE	ELMORE	
01N	07E	9	NE NE	ELMORE	
01N	07E	10	SW NW 3	ELMORE	
01N	07E	9	SE NE	ELMORE	

5. Description of diverting works:

Pond - Surface area 1.8 AF. Diversion to storage, pipes, sprinklers, gravity ditches

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.266	
IRRIGATION STORAGE	01/01	12/31		2.88
IRRIGATION FROM STORAGE	04/01	11/01		2.88
STOCKWATER	01/01	12/31	0.02	
STOCKWATER STORAGE	01/01	12/31		0.7
STOCKWATER FROM STORAGE	04/01	10/31		0.7
DIVERSION TO STORAGE	01/01	12/31	0.42	

7. Total Quantity Appropriated is:
0.42 C.F.S. and/or 2.88 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 50 Range Cattle

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	07E	9	SE NE SE NE		IRRIGATION STOCKWATER	7
					Section Acres	7
01N	07E	10	SW NW NW SW SW NW NW SW		IRRIGATION IRRIGATION STOCKWATER STOCKWATER	3.8 2.5
					Section Acres	6.3
					Total Acres	13.3

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Property is Forest Service and private. Leased from Forest Service.
Claim amended 9/10/2001

15. Basis of Claim: Beneficial Use

AMENDED - CLAIM

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 63-04225
Date Received
Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 05 2001

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) DANSKIN CATTLE & LLC Phone (208) 587-3617
C/O ROBERT C. BAKER
- Mailing Address PO Box 488 MOUNTAIN HOME ID Zip 83647
2. Date of Priority (Only one (1) per claim) 06-01-1916 4-1-1897 KCB
3. Source of water supply (a) TRAIL CREEK SPRINGS (in pond)
UNNAMED STREAM
which is tributary to (b) BOISE RIVER, SOUTH FORK
4. a. Location of existing point of diversion is: Township 1N Range 7E Section 9
1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of ELMORE
Additional points of diversion if any: 1N, 7E, S9, SENE & 71N, R7E, S10 SWNW LOT 3
- 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. Pond - SURFACE AREA 1.8 AF
DIVERSION TO STORAGE, PIPES, SPRINKLERS, GRAVITY DITCHES

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For DIVERSION TO STORAGE purposes from 01-01 to 12-31 amount .42 or —
 For IRRIGATION purposes from 04-01 to 11-01 amount .266 or —
 For IRR STORAGE purposes from 01-01 to 12-31 amount — or 2.88
 For IRR FROM purposes from 04-01 to 11-01 amount — or 2.88
 For STOCKWATER purposes from 01-01 to 12-31 amount 0.02 or —

7. Total quantity claimed (a) .42 (cfs) and/or (b) 2.88 (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.) 50 RANGE CATTLE

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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
			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>1N</u>	<u>7E</u>	<u>9</u>				<u>7</u>													<u>7</u>
						<u>SK</u>													
<u>1N</u>	<u>7E</u>	<u>10</u>							<u>3.8</u>			<u>2.5</u>							<u>6.3</u>
									<u>SK</u>			<u>SK</u>							

Total number of acres irrigated 13.3

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

12. Do you own the property listed above as place of use? Yes — No X
 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 ()

14. Remarks: PROPERTY IS:
FOREST SERVICE AND PRIVATE; LEASED FROM
FOREST SERVICE.

Last Name — Ident No. 63-4225

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR); the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-4225
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 MANAGING member
Title
of DANSKIN CATTLE LLC
Organization
document in the space below as MANAGING member of DANSKIN CATTLE LLC
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization MANAGING member DANKIN CATTLE LLC Date 9/5/01

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

Subscribed and sworn (or affirmed) before me this 5 day of SEPT 2001

Notary Public Ron Howerton

Residing at _____

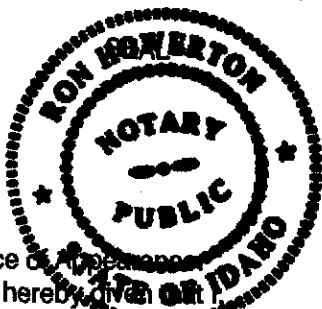
Ron Howerton

My Commission Expires _____

Residing at Boise, Idaho

My Commission Expires December 8, 2006

Please Print Name



17. Notice of Appearance
Notice is hereby given that _____ 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 _____

Date _____

Last Name _____ Ident. Number 63-4225

Copies White-State, Yellow-Claimant

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: A63-04225
Date Received: 11/22/1989
Receipt No: WG 829
Received By: LA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANSKIN CATTLE CO. 208-587-3617
Address: C/O ROBERT C. BAKER
PO BOX 488
MOUNTAIN HOME, ID 83647
2. Date of Priority: JUN 01, 1916
3. Source: TRAIL CREEK Trib. to: BOISE RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	07E	9		NE	NE		ELMORE
				SE	NE		ELMORE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.400		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION STORAGE	01/01	12/31			7.35
IRRIGATION FROM STORAGE	04/01	10/31			7.35
STOCKWATER STORAGE	01/01	12/31			7.35

7. Total Quantity Appropriated is:
0.420 C.F.S. (and/or) 7.35 A.F.A.

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE.

A63-04225

Page 1

Date: 12/12/89

MICROFILMED

AUG 17 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	07E	9	SE	NE		IRR	7.0
						Section Acres	7.0
		10	SW	NW		IRR	10.0
			NW	SW		IRR	3.0
						Section Acres	13.0
						Total Acres	20.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A6300115, A6319755, A6319756, A6304859, A6319757, CONT'D-

14. Remarks:

OTHER WATER RIGHTS, NOT ALL OVERLAP, A63-04859, A63-05069, A63-18672, A6310323, A6319753

ADDITIONAL DIVERSION IN NE1/4, NE1/4 WAS ADDED IN 1983. DECREASE IN AMOUNT OF WATER. POND=800'X200X5'. POND IS FED BY NATURAL SPRINGS AND THE DIVERSION IN THE SE1/4, NE1/4 OF SECTION 9. THIS POND USED SINCE 1916.

DECREASE IN AMOUNT OF WATER, ACREAGE. ADDITION OF STORAGE AS USAGE.

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am Operating Partner of _____ Title

Dawski Cattle Co Organization, that I have signed the foregoing

document in the space below as Operating Partner of _____ Title

Dawski Cattle Co Organization and that the statements contained in the

foregoing document are true and correct.

Linda A. Werner Signature of Authorized Agent

Operating Partner of DCC Title and Organization

12/14/89

Date

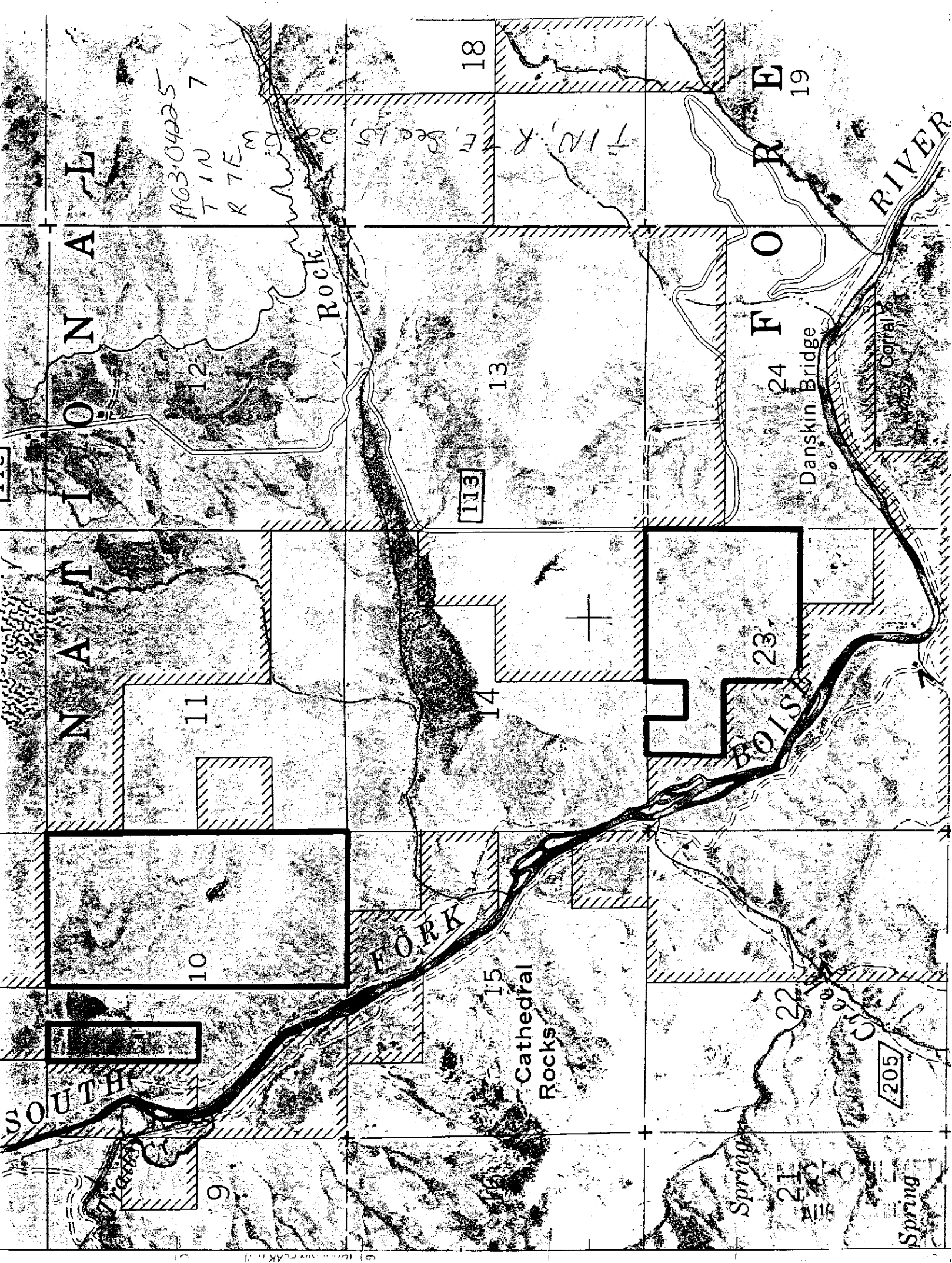
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of Dec. 19 89

Linda A. Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994



AG3-04225
TIN
R 7E

Rock

FORK

Cathedral
Rocks

R
E
R

F
O
R

Danskin Bridge

RIVER

Spring

21

AUG

205

22

Spring

02/28/2002

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 5, 2002

Water right number: 63-4225

DANSKIN CATTLE LLC

C/O ROBERT C BAKER

PO BOX 488

MOUNTAIN HOME ID 83647

Telephone Number: (208)587-3617

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3/18/02

SIGNATURE: [Signature]

Please print your name: Robert C Baker

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

IDAHO DEPARTMENT OF WATER RESOURCES 12/04/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: DANKIN CATTLE LLC
C/O ROBERT C BAKER
PO BOX 488
MOUNTAIN HOME ID 83647

SOURCE: SPRINGS TRIBUTARY: SOUTH FORK BOISE RIVER
TRAIL CREEK TRIBUTARY: SOUTH FORK BOISE RIVER
UNNAMED STREAM TRIBUTARY: SOUTH FORK BOISE RIVER

QUANTITY: 0.42 CFS
2.9 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1897

POINT OF DIVERSION:

T01N R07E S9 NENE Within ELMORE County
T01N R07E S9 SENE Within ELMORE County
T01N R07E S9 SENE Within ELMORE County
T01N R07E S10 SWNW Lot 3 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	2.88 AFY
DIVERSION TO STORAGE	01/01 12/31	0.420 CFS
IRRIGATION	04/01 10/31	0.266 CFS
STOCKWATER STORAGE	01/01 12/31	0.70 AFY
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION FROM STORAGE	04/01 10/31	2.88 AFY
STOCKWATER FROM STORAGE	04/01 10/31	0.70 AFY

PLACE OF USE:

IRRIGATION Within ELMORE County
T01N R07E S10 Lot 3 SWNW 3.8 T01N R07E S10 Lot 4 NWSW 2.5
T01N R07E S09 SENE 7.0
STOCKWATER Within ELMORE County
T01N R07E S10 Lot 3 SWNW T01N R07E S10 Lot 4 NWSW
T01N R07E S09 SENE
IRRIGATION STORAGE same as STOCKWATER
DIVERSION TO STORAGE same as STOCKWATER
STOCKWATER STORAGE same as STOCKWATER
IRRIGATION FROM STORAGE same as STOCKWATER
STOCKWATER FROM STORAGE same as STOCKWATER

13.3 ACRES TOTAL

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: Beneficial Use

STOCKWATER, 50 RANGE CATTLE.

Water Right 63-4225

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 63-4225

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☐ No Change ADDRESS
☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☐ No Change — POINT OF DIVERSION
☒ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

The handgate POD
AT THE POD IS NOT
A DIVERSION FOR
TRAIL CR SINCE
DIVERSION FROM
TRAIL CR TO STORAGE
IS THE POD FOR
(LOWER) TRAIL CR.

6. ☐ No Change - WATER USES
☐ Different uses, (list uses found):

STANDARD SEASON RECOMMENDED

Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: UNABLE TO MEASURE FLOWS BECAUSE OF LOW FLOWS AND UNABLE
TO DO MANNING BECAUSE OF OBSTRUCTIONS IN DITCH
(WILLOWS) - USED MAX PIPE FLOW TABLE - SEE ATTACHED

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

The system consists of pressure sprinklers above pond from Trail Cr
from upper trail cr pond. The diversion to storage from trail cr is co-mingled
in pond with unnamed stream that flows into pond and springs in
the pond. upper pressure system pond can be irrigated also by

☒ SYSTEM DIAGRAM INCLUDED

☐ NA

pumping from pond. Lower pond
is only gravity irrigation.

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: AUG 20, 2001

FIELD EXAMINER: _____

RON HOWERTON

Print Name

Ron Howerton

Signature

CONDITIONS:

C 18

N 05

N 08

RMKS:

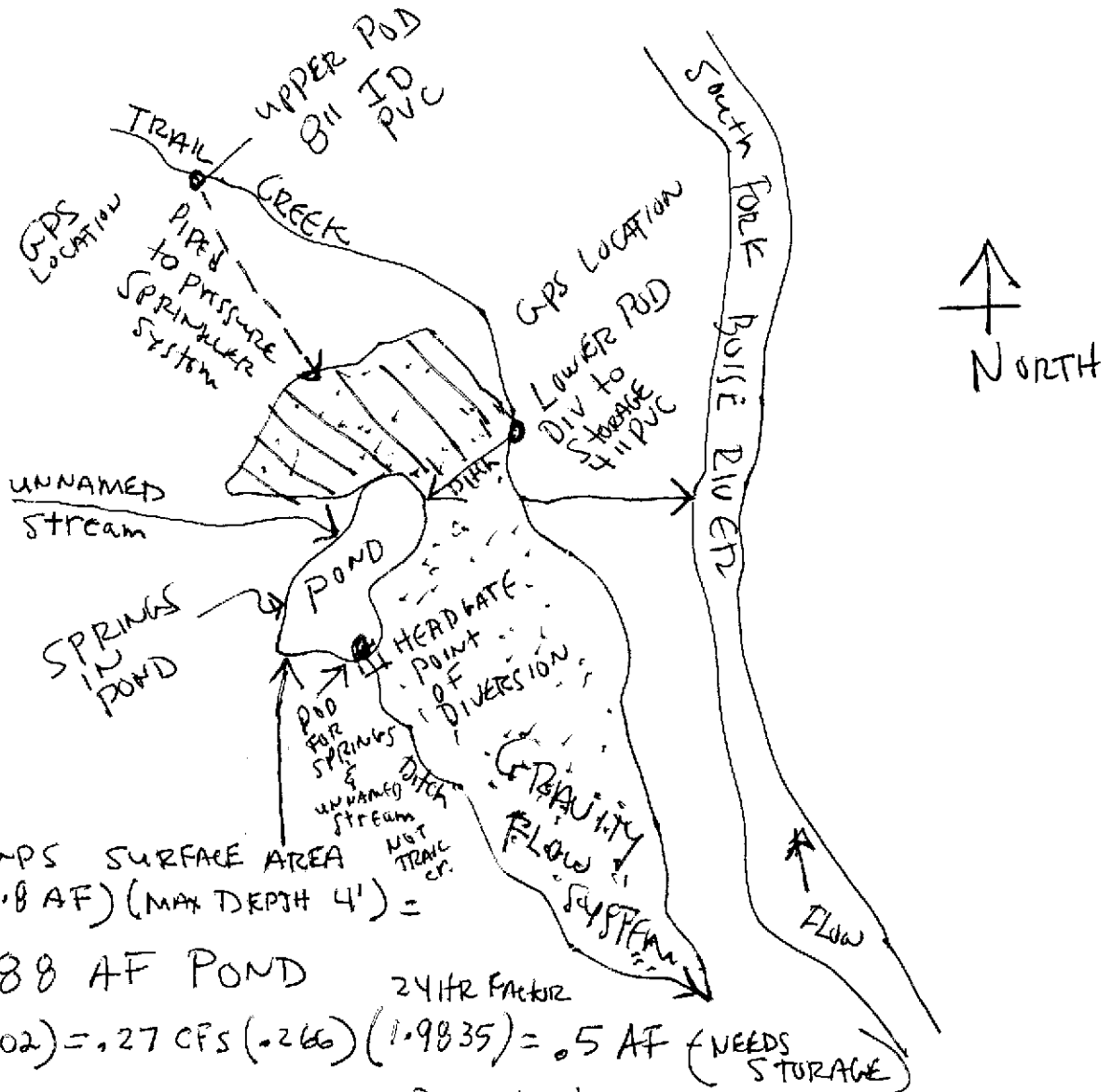
Stockwater, 50 RANGE CATTLE

Dwn. By:
Ron Hoverson

SYSTEM DIAGRAM

Fx Aug 20, 2001

63-4225



AF FACTOR (.4) GPS SURFACE AREA (1.8 AF) (MAX DEPTH 4') = 2.88 AF POND

(13.3 ACRES) (0.02) = .27 CFS (.266) (1.9835) = .5 AF (NEEDS STORAGE)

24HR FACTOR

- NOTES.
- The upper POD Diverts to pressure sprinkler system ABOVE POND. (TRAIL CR)
 - The Lower POD DIVERTS TO STORAGE AND IS GRAVITY FLOWS BELOW THIS POD AND POND. (4" PVC PIPED INTO OPEN DITCH TO POND)
 - The unnamed stream AND SPRINGS CO-MINGLED IN POD FROM POND,
 - Note: The flow was calc by Est of Pipe flows of properly designed systems - Flows were VERY LOW AND UNABLE TO MEASURE

Photo 1. FX Aug. 20, 2001. Photos by RDH. 63-4225; Upper POD from Trail Creek, Located in T01N, R07E, S09, NENE. Eight inch PVC pipe from POD.



Photo 2. Lower POD from Trail Creek. Located in T01N, R07E, S10, SWNW, Lot 3. Four inch PVC pipe from POD. This is the diversion to storage POD.



Photo 3. POD from pond for sources; Springs & Unnamed Stream. Located in T01N, R07E, S09, SENE. Springs are in pond. The unnamed stream enters on the right side of this photo. The Trail Creek source and diversion to storage source is also commingled in the pond but its POD location is shown in photo 2.



PIPE FLOWS - PUMPING SYSTEMS

properly designed @ 5 ft./sec

$$Q = 5 \pi R^2 \quad (R \text{ in ft.})$$

$$\frac{\text{dia}}{12} \div 2 = R$$

$$3.1416 = \pi$$

PIPE DIAM (in.)	1/100	%	%
CFS	MINERS INCH.	GALLONS/ MINUTE	
1	.03	1.5	13.5
2	.11	5.5	49.4
3	.25	12.5	112.2
4	.44	22.0	197.5
6	.98	49.0	439.8
8	1.74	87.0	780.9
10	2.73	136.5	1225.2
12	3.93	196.5	1763.8
14	5.34	267.0	2396.6
16	6.98	349.0	3132.6
18	8.83	441.5	3962.9
20	10.90	545.0	4891.9
22	13.19	659.5	5919.7
24	15.70	785.0	7046.2

CFS
* .44

1.74

MAX FLOWS THROUGH
PIPE DIVERTING
AT FULL LEVELS

* DIVERSION TO STORAGE
OF CLAIMED .42 IS
OK.

Idaho Department of Water Resources

**T01N R07E
S09 & S10**

**Claims: 63-4225
Updated: 26 Nov 01
By: Ron Howerton**

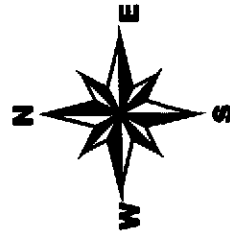
 Place of use

 POD

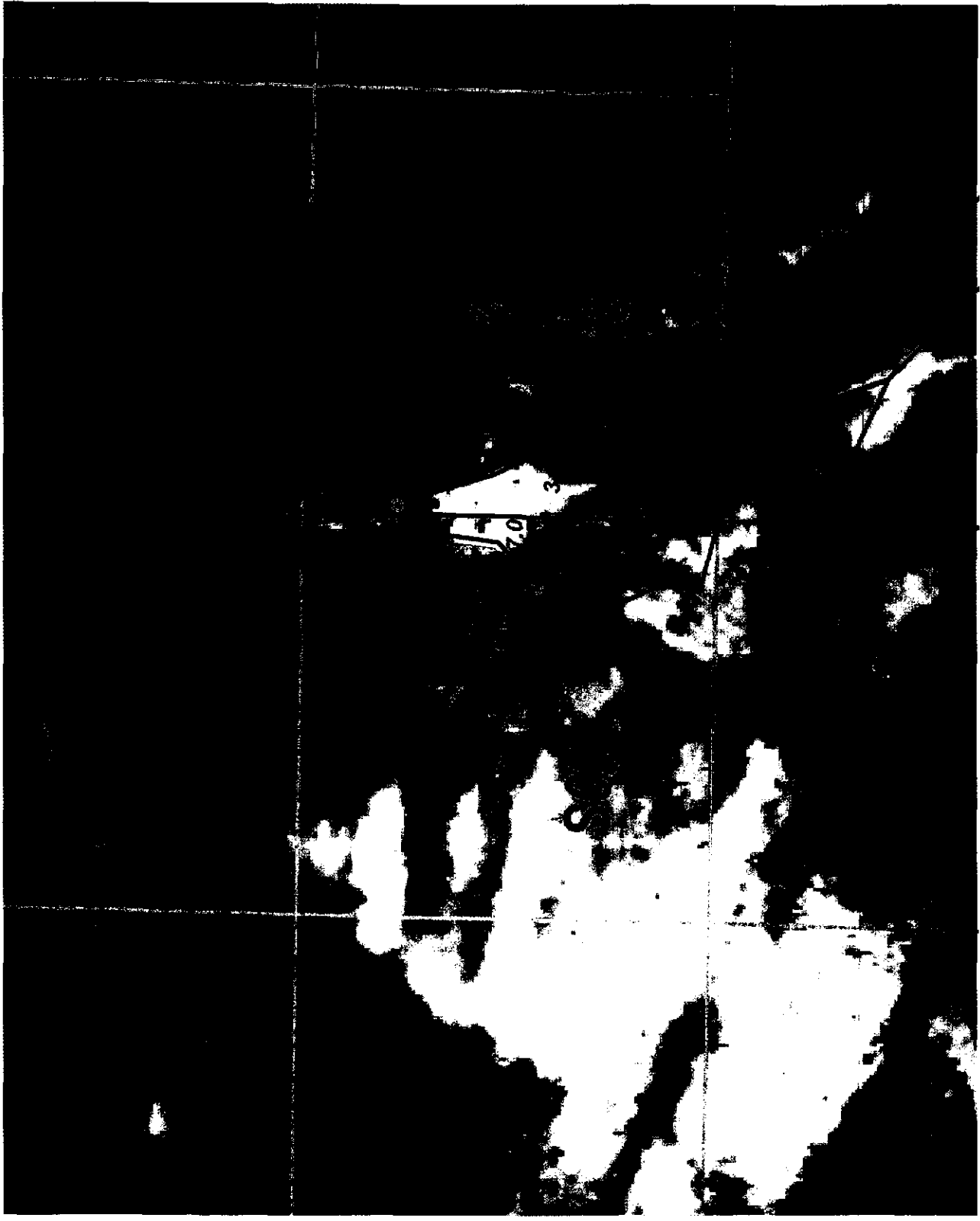
 SECTION

 1/4 1/4

13.3 Acres



1987 NAPP



0 0.25 0.5 Miles



Idaho Department of Water Resources

**T01N R07E
S09 & S10**

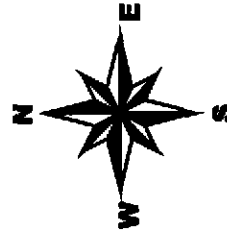
**Claims: 63-4225
Updated: 26 Nov 01
By: Ron Howerton**

 Place of use

 POD

 SECTION

 1/4 1/4



1987 NAPP



AFFIDAVIT

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

63-04225)

_____)

_____)

State of Idaho)

County of ADA)

Robert C. Baker being first duly sworn,

deposes and says: I claim that the waters of Trail Creek and
the unnamed streams & springs were diverted & put to
beneficial use at least as early as April 1, 1897. Evidence
is provided by issuance of patent to Mr Joy in 1902
which provides that he lived on and farmed the land for 5
years prior to patent. Research by David Kennedy of
D & D Research Assoc. 1719 N. 10th St. Boise, Id.

Robert C. Baker
(Signature)

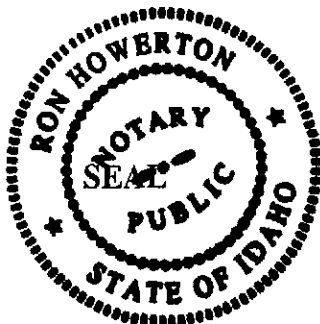
Subscribed and sworn to before me this

day 5 of SEPT, 2001.

Ron Howerton
(Notary Public)

Residing at Ron Howerton
Residing at Boise, Idaho

My Commission Expires December 8, 2006
My Commission Expires _____.



01N1R0

SEC 09

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1816

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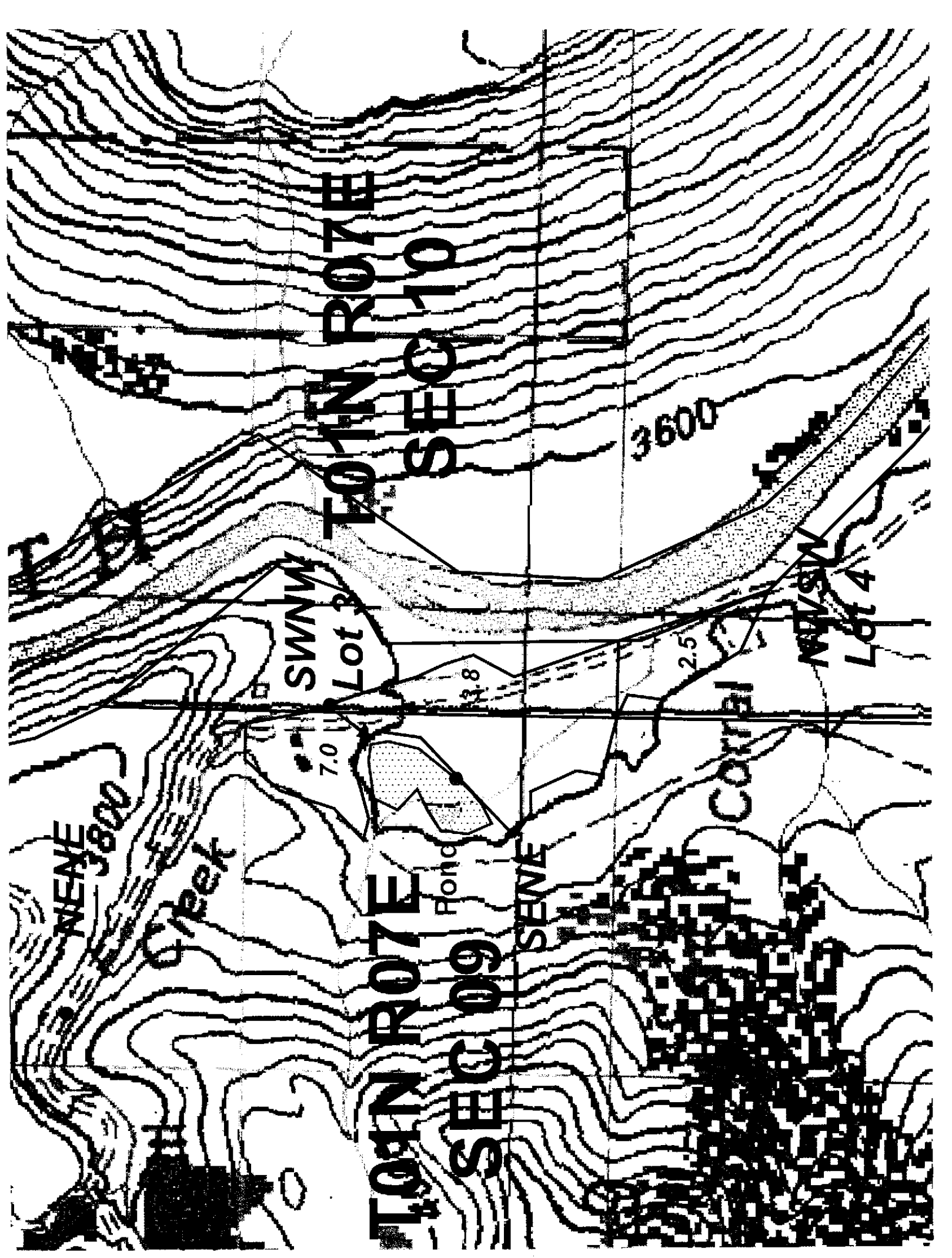
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TOWN OF ROZE
SEC 10

TOWN OF ROZE
SEC 09

NENE

Creek

SWNW

Lot 3

7.0

Pond

3.8

SENE

Coxtal

2.5

NW/SW

Lot 4

3600

3800

DATE: 05/22/01
PAGE: 35

0.750 CFS
0.020 CFS

0.770 CFS

Field Exam Fee:

SEE NEW CLAIM...

Diversity to Sustain

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DANSKIN CATTLE CO C/O ROBERT C BAKER PO BOX 488 MOUNTAIN HOME ID 83647 (208) 587-3617	06/01/1916	IRRIGATION IRRIGATION STORAGE IRRIGATION FROM STORAGE STOCKWATER STOCKWATER STORAGE	04-01 10-31 01-01 12-31 04-01 10-31 01-01 12-31 01-01 12-31	9.400 CFS 0.020 CFS	7.35 AFA 7.35 AFA 7.35 AFA
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.420 CFS	7.35 AFA 50.00 AFA

Washburn
(and 41 Grand St.)
STOCKWATER ST.

Water Source: TRAIL CREEK
Tributary to: BOISE RIVER, SOUTH FORK
Point(s) of Diversion: ~~TOIN R07E S09~~ ~~NENE~~ ~~SENE~~
Stage: STATUTORY CLAIM
ELMORE County

Place of use Legal Description for: IRRIGATION																																							
NE										NW										SW										SE									
NENE		NWNE		SUNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SUSE		SESE									
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM								
01N	07E	9	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	7.0							
01N	07E	10	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	13.0							
																TOTAL ACRES										20.0													

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION

POU County: ELMORE

Other Rights: A6300115 A6319755 A6319756 A6319757. CONT'D-

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

Other Water Rights Listing Overlapping Place(s) of Use:
A63-00115

Remarks: GEN OTHER WATER RIGHTS,NOT ALL OVERLAP, A63-04859, A63-05069,
A63-18670, A6340737, A6340767

ADDITIONAL DIVERSION IN NE1/4, NE1/4 WAS ADDED IN 1983.
DECREASE IN AMOUNT OF WATER. POND=800'X200X5'. POND IS FED BY
NATURAL SPRINGS AND THE DIVERSION IN THE SE1/4, NE1/4 OF SECTION
9. THIS POND USED SINCE 1916.
DECREASE IN AMOUNT OF WATER, ACREAGE. ADDITION OF STORAGE AS
MESSAGE

Key
6d LAROS
F = Forest
B = BM

PUMP IS: 1.8 AF (GIS)
 SURFACE AREA MAX
 200' AVE 500' LENGTH
 THE



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

September 13, 2001

DANSKIN CATTLE LLC
% ROBERT C BAKER
PO BOX 488
MOUNTAIN HOME ID 83647

Re: Notice of Claim to a Water Right No. 63-115, 63-4225, 63-4859, 63-5069, 63-19755,
63-19756, 63-19757, 63-31290 & 63-31296

Dear Claimant(s):

Enclosed are copies of the above referenced *amended* claims, which reflect the necessary changes for the land and appurtenant water rights covered under the original filing. Also enclosed are the new claim filings, and copies for your records.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

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 claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure



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

August 15, 2001

DANSKIN CATTLE CO
C/O ROBERT C BAKER
PO BOX 488
MOUNTAIN HOME, ID 83647

Re: Claim No(s) 63-4225,

63-4859-63-5069,

63-19755, 63-19756, 63-19757

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures